

**WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS**

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

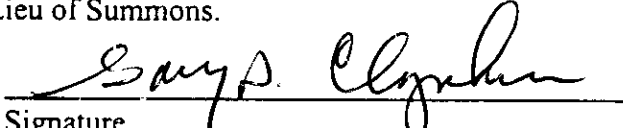
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 8/28/08

  
Signature

GARY D. CLAPSHAW  
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: PRESIDENT of

(Title)  
AMALGAMATED MINERALS INTERNATIONAL, INC.  
(Corporate, Trust, Partnership or other entity)

**Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons**

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA, )

Plaintiff, )

In Equity No. C-125-ECR

Subfile No. C-125-B

WALKER RIVER PAIUTE TRIBE, )

Plaintiff-Intervenor, )

DISCLAIMER OF INTEREST IN  
WATER RIGHTS AND NOTICE OF  
RELATED INFORMATION AND  
DOCUMENTATION SUPPORTING  
DISCLAIMER

v.

WALKER RIVER IRRIGATION )

DISTRICT, )

a corporation, et al., )

Defendants. )

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has no interest in any water right within the categories set forth in Paragraph 3 of the *Case Management Order* (Apr. 18, 2000) and, therefore, disclaims all interest in this action.

This disclaimer and notice shall be sent to the following two persons:

Linda Lea Sharer, Chief Deputy Clerk  
United States District Court for the District of Nevada  
400 South Virginia Street, Suite 301  
Reno, NV 89501

And

Susan L. Schneider  
United States Department of Justice  
P.O. Box 756  
Littleton, CO 80160

In addition, because the undersigned sold or otherwise conveyed ownership of all of the

1 water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once  
2 owned before the undersigned was served with a Waiver of Service of Notice in Lieu of  
3 Summons or by a Notice in Lieu of Summons, the undersigned provides the following  
4 additional information:

5 1. The name and address of the party or parties who sold or otherwise conveyed  
6 ownership:

7 Name(s): AMALGAMATED MINERALS INTL, INC.

8  
9 Street or P.O. Box: 4045 S. BUFFALO DR A 101-169

10  
11 Town or City: LAS VEGAS

12  
13 State: NV

14  
15 Zip Code: 89147

16  
17 2. The name and address of each person or entity who acquired ownership

18  
19 Name(s): PRECIOUS METALS RECOVERY SYSTEMS, LLC

20  
21 Street or P.O. Box: 1495 RIDGEVIEW AVE, SUITE 220

22  
23 Town or City: RENO

24  
25 State: NV

26  
27 Zip Code: 89519

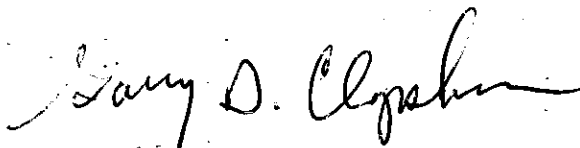
3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- ☒ Deed  
☐ Court Order  
☐ Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Disclaimer of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but, in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of this litigation.

Executed this 28 day of AUGUST 2008.

  
[signature of counter-defendant]

[name of counter-defendant]

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[name, if applicable, of person acting on  
behalf of counter-defendant]

[signature, if applicable, of person acting on  
behalf of Counter-Defendant]

[address]

[telephone number]

**QUITCLAIM DEED**

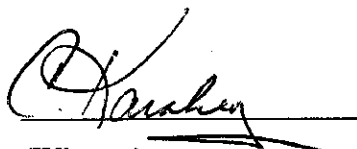
THIS QUITCLAIM DEED, executed this 6th day of February (month)  
2008 (year), by Amalgamated Minerals Int. Inc. the first party,  
whose post office address is 4045 South Buffalo Drive <sup>Las Vegas NV</sup> 89101-169 and the  
second party, whose post office address is Precious Metals Recovery System LLC  
1495 Ridgeway Ave Ste 220 Reno NV.

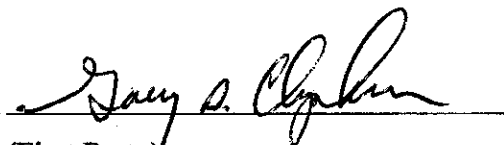
WITNESSETH, that the said first party, for good consideration and ~~for the sum of~~  
          Dollars (\$          ) paid by the said second party, the receipt whereof  
is hereby acknowledged, does hereby remise, release and quitclaim unto the said second  
party forever, all the right title, interest and claim which the said first party has in and to  
the following described parcel of land, and improvements and appurtenances thereto in  
the County of Lyon State of Nevada,  
to wit:

*RE: Application No. 43318, Certificate No. 13666*

IN WITNESS WHEREOF, the said first party has signed and sealed these presents the  
day and year first above written.

Signed, sealed and delivered in the presence of:

  
(Witness)

  
(First Party)

\_\_\_\_\_  
(Witness)

\_\_\_\_\_  
(Second Party)

STATE OF OREGON COUNTY OF MARION

On FEB. 15 (month & day), 2008 (year) before me, GARY D. CHAPSHAW  
personally appeared, personally known to me (or proved to me on the basis of  
satisfactory evidence) to be the person whose name is subscribed to within this  
instrument and acknowledged to me that he/she executed the same in his/her authorized  
capacity, and that by his/her signature on the instrument the person, or the entity upon  
behalf of which the person acted, executed the instrument.

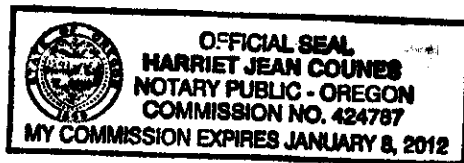
WITNESS my hand and official seal.

Harriet Jean Coumes  
(Signature)

Affiance X Known      Unknown

ID Produced: NV DRIVERS LICENSE

(Seal)



Recording requested by: \_\_\_\_\_

When recorded, mail to: \_\_\_\_\_

Name: PRECIOUS METALS RECOVERY SYSTEMS, LLC Space above reserved for use by Recorder's OfficeAddress: 1495 Ridgeview Ave. Suite 220City: RenoState/Zip: NV 89509

Property Tax Parcel/Account Number: \_\_\_\_\_

**QUITCLAIM DEED**This Quitclaim Deed is made on 09/05/2006, between AMALGAMATED MINERALS INTERNATIONAL, INC.Grantor, of 4045 South Buffalo Drive #A101-169, City of \_\_\_\_\_Las Vegas, State of Nevada

, and

PRECIOUS METALS RECOVERY SYSTEMS, LLC, Grantee, of 1495 Ridgeview Ave.Suite 220, City of RenoState of Nevada

For valuable consideration, the Grantor hereby quitclaims and transfers all right, title, and interest held by the Grantor in the water rights following described real estate and improvements to the Grantee, and his or her heirs and assigns, to have and hold forever, located at County of Lyon, City of \_\_\_\_\_

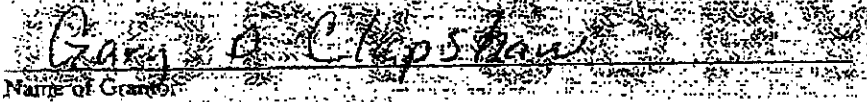
, State of Nevada

RE: Application No. 43318, Certificate No. 13666

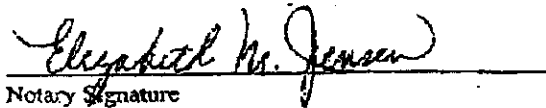
Subject to all easements, rights of way, protective covenants, and mineral reservations of record, if any. Taxes for the tax year of N/A shall be prorated between the Grantor and Grantee as of the date of recording of this deed.



## Case 3:73-cv-00127-MMD-WGC Document 6 Filed 03/05/10 Page 9 of 126

Dated: 9-5-06  
Signature of Grantor  
Name of Grantor

State of Oregon County of Marion  
On 09/05/2006, the Grantor, Gary D. Clapsdew, personally came  
before me and, being duly sworn, did state and prove that he/she is the person described in the above document and that he/she  
signed the above document in my presence.

  
Notary Signature

Notary Public,  
In and for the County of Marion State of Oregon

My commission expires: 06/10/2008 Seal

Send all tax statements to Grantee.



WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

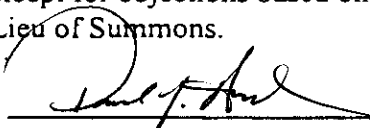
2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 12/17/08

  
Signature

Paul J. Anderson, Esq.

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are acting as: Legal Counsel of (Title)

Estate of Alpha Annett

(Corporate, Trust, Partnership or other entity)

**Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons**

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

U.S. DEPT. OF JUSTICE  
ENV. & NAT. RES. DIV.  
DENVER, CO

2008 DEC 22 PM 12:17

1 Paul J. Anderson, Esq.  
2 Nevada State Bar No. 709  
3 MAUPIN, COX & LeGOY  
4 P.O. Box 30,000  
5 Reno, NV 89520  
6 [panderson@mclrenolaw.com](mailto:panderson@mclrenolaw.com)  
7 775-827-2000 (telephone)  
8 775-827-2185 (telefax)  
9 Counsel for Twin Lakes Enterprises, Inc.

10 UNITED STATES DISTRICT COURT

11 DISTRICT OF NEVADA

12 UNITED STATE OF AMERICA

13 Plaintiff,

In Equity No.: C- 25

14 WALKER RIVER PAIUTE TRIBE,

Subfile No.: C-125-B

15 Plaintiff-Intervenor,

16 vs.

17 WALKER RIVER IRRIGATION  
18 DISTRICT, a corporation, et al.,

19 Defendants.  
20 /

21 **DISCLAIMER OF INTEREST IN WATER RIGHTS AND NOTICE OF RELATED**  
22 **INFORMATION AND DOCUMENTATION SUPPORTING DISCLAIMER**

23 The undersigned counter-defendant in the above action hereby notifies the Court and the  
24 United States that the undersigned (or the entity on whose behalf the undersigned is acting) has  
25 no interest in any water rights within the categories set forth in Paragraph 3 of the *Case*  
26 *Management Order* (April 18, 2000) and, therefore, **disclaims all interest in this action.**

///

1 This disclaimer and notice shall be sent to the following two persons:

2 Jake Herb, Chief Deputy Clerk  
3 United States District Court for the District of Nevada  
4 400 South Virginia Street, Suite 301  
5 Reno, NV 89501

And

6 Susan L. Schneider  
7 United States Department of Justice  
8 P. O. Box 756  
9 Littleton, CO 80160

10 In addition, because the undersigned sold or otherwise conveyed ownership of all of the  
11 water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once  
12 owned before the undersigned was served with a Waiver of Service and Notice in Lieu of  
13 Summons or by a Notice in Lieu of Summons, the undersigned provides the following additional  
14 information:

15 1. The name and address of the party or parties who sold or otherwise conveyed  
16 ownership:

17 (a) See attached Exhibit "A," Affidavit Regarding Real Property of Small  
18 Value filed in the Mono County Superior Court and dated March 2, 1994, transferring to Twin  
19 Lakes Enterprises, Inc., a Nevada corporation, Norman T. Annett's one-half (1/2) interest in the  
20 property described therein which is commonly referred to as Mono County APN 10-300-04;

21 (b) See attached Exhibit "B," Quitclaim Deed recorded in Mono County,  
22 California, on May 16, 1995, wherein Alpha Day Annett, a widow, quitclaimed to Alpha Day  
23 Annett, Norma Annett Costa, and Alfred C. Annett, as Co-Trustees under The Annett Family  
24 Trust Agreement (As Restated) dated May 21, 1991, as amended, all of her right, title, and  
25  
26

1 interest (consisting of an undivided fifty percent (50%) interest in the real property described  
2 therein), which property is commonly referred to as Mono County APN 10-300-04; and

3 (c) See attached Exhibit "C," Grant Deed recorded in Mono County,  
4 California, on February 28, 1996, wherein Alpha Day Annett, Norma Annett Costa, and Alfred  
5 C. Annett, as Co-Trustees under The Annett Family Trust Agreement (As Restated) dated May  
6 21, 1991, granted to Twin Lakes Enterprises, Inc., a Nevada corporation, the property commonly  
7 referred to as Mono County APN 10-300-04.  
8

9 2. The name and address of each person or entity who acquired ownership:

10 As a result of the documents attached as Exhibits "A," "B" and "C," the real  
11 property described therein which is commonly referred to as Mono County APN 10-300-04 is  
12 now 100% owned by Twin Lakes Enterprises, Inc., a Nevada corporation, and no portion of the  
13 property is owned by the Estate of Alpha D. Annett or any other person or entity. The address of  
14 Twin Lakes Enterprises, Inc. is as follows:  
15

16 Twin Lakes Enterprises, Inc.  
17 P.O. Box 455  
18 Bridgeport, California 93517

19 3. Attached to or included with this notice are copies of the following:

- 20 ☒ Deeds - See Exhibits "B" and "C."  
21 ☐ Court Order  
22 ☒ Other Document - See Exhibit "A."

23 The change in ownership of the property was accomplished by these documents.

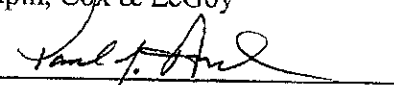
24 4. The undersigned acknowledges that any person or entity who files a Disclaimer of  
25 Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently, the  
26 undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but in

1 fact, has water rights subject to this litigation, shall nevertheless be bound by the results of this  
2 litigation.

3 Dated this 26<sup>th</sup> day of January, 2009.

4 Maupin, Cox & LeGoy

5 By

6   
Paul J. Anderson, Esq.

7 Nevada State Bar No. 709

8 Counsel for Twin Lakes Enterprises, Inc.  
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**CERTIFICATE OF SERVICE BY MAIL**

I hereby certify that I am an employee of Maupin, Cox & LeGoy, Attorneys at law, and in such capacity and on the date indicated below, I caused to be deposited for mailing, from a point within the State of Nevada, a sealed envelope which had enclosed within a true and correct copy of the within document, which envelope had postage fully prepaid thereon, and was addressed as follows:

Jake Herb, Chief Deputy Clerk  
United States District Court for the District of Nevada  
400 South Virginia Street, Suite 301  
Reno, NV 89501

Susan L. Schneider  
United States Department of Justice  
P. O. Box 756  
Littleton, CO 80160

Dated this 26th day of January, 2009.

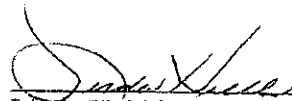
  
Linda Hubble

EXHIBIT 'A'

EXHIBIT 'A'



FILED

MAR 02 1994

RENN NOLAN  
COUNTY CLERK, MONO COUNTY  
BY C. H. Hill

Ernest J. Maupin, Esq.  
Walther, Key, Maupin, Oats,  
Cox, Klaich & LeGoy  
3500 Lakeside Court, Suite 200  
P.O. Box 30,000  
Reno, Nevada 89520  
(702) 827-2000  
Attorneys for Alpha Day Annett,  
Norma Annett Costa, and  
Alfred C. Annett, Co-Trustees

SUPERIOR COURT OF CALIFORNIA, COUNTY OF MONO  
P.O. Box 537  
Bridgeport, California 93517

RECORDED IN MONO  
COUNTY, CALIFORNIA

94 MAR 23 AM 10:49

In the Matter of the  
Estate of Norman T. Annett, Deceased

Case No. 1508  
COUNTY RECORDER

AFFIDAVIT REGARDING REAL PROPERTY OF SMALL VALUE

(\$10,000.00 or Less)

1. The decedent's name was Norman T. Annett (the "Decedent"). The Decedent died on January 21, 1993.

2. The Decedent died at South Lyon Medical Center in the City of Yerington, County of Lyon, State of Nevada. The Decedent's residence at the date of death was in the town of Wellington, County of Lyon, State of Nevada.

3. At least six (6) months have elapsed since the date of death of the Decedent as shown in the certified copy of the Decedent's death certificate attached to this Affidavit.

4. The Decedent was not domiciled in the State of California at the time of his death. The Decedent died owning real property in the County of Mono, State of California.

5. Following is the legal description of the Decedent's real

1 property claimed by the Declarants. Title to the real property is  
2 vested in the name "Twin Lake Enterprises," a sole proprietorship  
3 owned by the Decedent and his wife, Alpha Eugene Day Annett. The  
4 real property is Mono County Assessors' Parcel No. 10-300-04, the  
5 legal description of which is as follows:

6 Lot 6 of Section 5, Township 3 North, Range 24 East,  
7 M.D.B. & M., County of Mono, State of California,  
8 according to the official plat thereof; excepting  
9 therefrom that portion of Lot 6 lying northwesterly of  
10 the southeasterly line of Twin Lakes Subdivision as per  
11 Map in Book 1, Page 27A, of Maps in the Office of the  
County Recorder of Mono County, California; and further  
excepting therefrom all portions previously conveyed by  
the Decedent and his wife, Alpha Day Annett, also known  
as Alpha Eugene Day Annett, and by their sole proprietor-  
ship, Twin Lake Enterprises.

12 The real property includes the following:

13 a. All public utility easements for water  
14 transmission and water pipelines, including all rights of  
15 ingress and egress for the repair and maintenance of the  
16 water pipelines, in the Twin Lakes Subdivision as shown  
on the Official Map thereof which is on file in the  
Office of the County Recorder of Mono County, California.

17 b. All water and water rights and ditch and ditch  
18 rights appurtenant to the real property, together with  
19 all other water rights used by the water company commonly  
known as Twin Lake Enterprises, a sole proprietorship  
owned by the Decedent and his wife.

20 c. U.S. Department of Agriculture Forest Service  
21 Special Use Permit for Water Transmission Pipeline which  
22 was originally issued to Twin Lakes Enterprises on  
23 January 9, 1956, as amended by the Amendment for Special  
Use Permit which was signed on behalf of the Forest  
Service on January 4, 1991. The Special Use Permit is  
identified by the United States Department of Agriculture  
Forest Service as reference number FSM 2714, user number  
4017-01.

24 d. U.S. Department of Agriculture Forest Service  
25 Special Use Permit for Water Transmission Pipeline which  
26 was originally issued to Twin Lakes Enterprises on July  
13, 1955, as amended by the Amendment for Special Use  
Permit which was signed on behalf of the Forest Service

1 on January 4, 1991. The Special Use Permit is identified  
2 by the United States Department of Agriculture Forest  
3 Service as reference number FSM 2714, user number  
4 4017-02.

5 e. All other licenses and permits owned by the  
6 Decedent and his wife in connection with the ownership  
7 and operation of the water company commonly known as Twin  
8 Lake Enterprises, a sole proprietorship.

9 The Decedent's interest in the real property was an undivided  
10 one-half (1/2) community property interest.

11 6. The Declarants are Alpha Day Annett, Norma Annett Costa,  
12 and Alfred C. Annett, the successor Co-Trustees under The Annett  
13 Family Trust Agreement (As Restated) dated May 21, 1991. The  
14 Declarants are the residuary devisees of the Decedent's real  
15 property under article VI of the Decedent's Will dated May 21,  
16 1991, one copy of which is attached. The Declarants are the  
17 successors of the Decedent (as defined in Probate Code Section  
18 13006) and the successors to the Decedent's interest in the real  
19 property described in paragraph 5 above. Because the Declarants  
20 are the residuary devisees of the real property under the  
21 Decedent's Will, no other person has a superior right to the  
22 Decedent's property.

23 7. There was no guardian or conservator over the Decedent's  
24 estate at the date of the Decedent's death.

25 8. The gross value of all real property in the Decedent's  
26 estate located in California as shown by the inventory and  
appraisal, excluding the real property described in Section 1305  
of the Probate Code, does not exceed \$10,000.00.

9. An inventory and appraisal of the Decedent's real

1 property in California is attached. The inventory and appraisal  
2 was made by a probate referee appointed for the County in which the  
3 real property is located, Mono County, California.

4 10. No proceeding is now being or has been conducted in  
5 California for the administration of the Decedent's estate.

6 11. Funeral expenses, expenses of last illness, and all known  
7 unsecured debts of the Decedent have been paid.

8 We declare under penalty of perjury under the laws of the  
9 State of California that the foregoing is true and correct.

10 Dated this 17<sup>th</sup> day of November, 1993.

11 The Annett Family Trust

12 By Alpha Day Annett  
13 Alpha Day Annett, Co-Trustee

14 By Norma Annett Costa  
15 Norma Annett Costa, Co-Trustee

16 By Alfred C. Annett  
17 Alfred C. Annett, Co-Trustee

18 STATE OF NEVADA )  
19 ) ss:  
20 COUNTY OF WASHOE )

21 On this 17<sup>th</sup> day of November, 1993, personally appeared  
22 before me, a Notary Public, Alpha Day Annett, Norma Annett Costa,  
23 and Alfred C. Annett, the Co-Trustees of The Annett Family Trust,  
24 personally known (or proved) to me to be the persons whose names  
are subscribed to the foregoing Affidavit, and who acknowledged to  
me that they executed the foregoing Affidavit in their capacities  
and within their authority as Co-Trustees under The Annett Family  
Trust Agreement.

25 Kathy E. Mercado  
26 Notary Public

CLERK'S CERTIFICATE

I certify that the foregoing, including any attached notary acknowledgements and any attached legal description of the property (but excluding other attachments), is a true and correct copy of the original Affidavit on file in my office. (Certified copies of this Affidavit do not include the (1) death certificate, (2) will, or (3) inventory and appraisal. See Probate Code Section 13202.)

Dated this 2 day of March, 1994.

Renn Nolan, Clerk of the Court

By Christy L. Spill  
Deputy Clerk



STATE OF NEVADA — DEPARTMENT OF HUMAN RESOURCES  
DIVISION OF HEALTH — SECTION OF VITAL STATISTICS  
CERTIFICATE OF DEATH

LOCAL FILE NUMBER \_\_\_\_\_ STATE FILE NUMBER \_\_\_\_\_

DECEASED — NAME — First Middle Last  
Norman Thomas ANNETT  
DATE OF DEATH (Month, Day, Year) January 21, 1993  
COUNTY OF DEATH Lyon

CITY, TOWN OR LOCATION OF DEATH Yerington HOSPITAL OR OTHER INSTITUTION — Name (If not other, give street and number) South Lyon Medical Center  
RACE — (e.g., White, Black, American Indian, etc.) (Specify) White Was Decedent of Hispanic Origin? Specify (Yes/No) No AGE — Last Birthday (Years) 85 UNDER 1 YEAR MOS DAYS HOURS MINS UNDER 1 DAY HOURS MINS DATE OF BIRTH (Mo., Day, Yr.) December 22, 1909 SEX Male

STATE OF BIRTH (Name U.S.A. — name country) Nevada CITIZEN OF WHAT COUNTRY U.S.A. Decedent's Education — Specify highest grade completed 10, 16 MARRIED, NEVER MARRIED, WIDOWED, DIVORCED Married SURVIVING SPOUSE (If wife, give maiden name) Alpha Day  
SOCIAL SECURITY NUMBER 530-03-2206 USUAL OCCUPATION (Give Kind or Work Done During Most of Working Life, Even if Retired) Mining Engineer FUND OF BUSINESS OR INDUSTRY Self-Employed Mining Industry

RESIDENCE — STATE COUNTY CITY, TOWN OR LOCATION STREET AND NUMBER INSIDE CITY LIMITS (Specify Yes or No)  
15a Nevada 15b Lyon 15c Wellington 15d 679 Upper Colony Rd No

FATHER — NAME — First Middle Last MOTHER — MAIDEN NAME — First Middle Last  
16a Alfred Annett 16b Margaret Corbin

INFORMANT — NAME (Type or Print) MAILING ADDRESS (Street or R.F.D. No., City or Town, State, Zip)  
17a Mrs. Alpha Annett 17b P.O. Box 198, Wellington, Nevada 89444

BURIAL, CREMATION, REMOVAL, OTHER (Specify) Curial CEMETERY OR CREMATORY — NAME LOCATION City or Town State  
18a Hillcrest Cemetery 18b Smith Valley, Nevada

FUNERAL DIRECTOR — SIGNATURE (Or Person Acting as Such) FUNERAL DIRECTOR LICENSE NUMBER NAME AND ADDRESS OF FACILITY  
19a [Signature] 19b 18 19c Fraygas Funeral Home, Box 507, Yerington NV 89477

20a To the best of my knowledge, death occurred at the time, date and place and due to the cause(s) stated.  
(Signature and Title) [Signature] DATE SIGNED (Mo., Day, Yr.) 1/24/93 HOUR OF DEATH 1640  
21a NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print) 21b PRONOUNCED DEAD (Mo., Day, Yr.) 21c PRONOUNCED DEAD (Hour)

22a ON the basis of examination and/or investigation, in my opinion death occurred at the time, date and place and due to the cause(s) and manner stated.  
(Signature and Title) [Signature] DATE SIGNED (Mo., Day, Yr.) 1/24/93 HOUR OF DEATH 1640  
22b PRONOUNCED DEAD (Mo., Day, Yr.) 22c PRONOUNCED DEAD (Hour)

23a NAME AND ADDRESS OF CERTIFIER (PHYSICIAN, ATTENDING PHYSICIAN, MEDICAL EXAMINER, OR CORONER) (Type or Print) LICENSE NUMBER  
23b Dr. Robin Titus, 405 South Main Street, Yerington NV 89477 23c 2617

REGISTRAR DATE RECEIVED BY REGISTRAR (Mo., Day, Yr.) DEATH DUE TO COMMUNICABLE DISEASE  
24a [Signature] 24b 1-26-93 24c YES ☒ NO ☐

25 IMMEDIATE CAUSE — ENTER ONLY ONE CAUSE PER ONE FOR (a), (b), (c) AND (d).  
PART I (a) Cardio pulmonary arrest (b) Aortic occlusion lower extremities (c) Atherosclerotic vascular disease (d) OTHER SIGNIFICANT CONDITIONS — Conditions contributing to death but not resulting in the underlying cause given in Part I  
Interval between onset and death: minutes, hours, days, weeks, years

26 ACC., SUICIDE, HOMICIDE, UNDETERMINED, OR PENDING INVESTIGATION (Specify) 26a DATE OF INJURY (Mo., Day, Yr.) 26b HOUR OF INJURY 26c DESCRIBE HOW INJURY OCCURRED  
26d INJURY AT WORK (Specify Yes or No) 26e PLACE OF INJURY — At home, farm, street, factory, office, building, etc. (Specify) 26f LOCATION — STREET OR R.F.D. No., City or Town, State

WILL  
OF  
NORMAN T. ANNETT

I, Norman T. Annett, a resident of Wellington, Lyon County, Nevada, declare that this is my Will.

I

REVOCATION OF PRIOR WILLS

I revoke all Wills and codicils that I have previously made.

II

FAMILY STATUS

I am married to Alpha Eugene Day Annett, and all references in this Will to "my wife" are to her. I have two (2) children now living whose names and dates of birth are as follows:

Norma Jeanne Annett Costa  
Alfred C. Annett

III

CONFIRMATION OF COMMUNITY PROPERTY

I confirm to my wife her interest in our community property. I intend by this Will to dispose of all my separate property and of my one-half (1/2) interest in our community property.

IV

DISPOSITION OF PERSONAL EFFECTS

I intend from time to time to sign a written statement or list to dispose of all of my jewelry, clothing, household furniture and furnishings, personal automobiles, and other tangible articles of a personal nature, or my interest in any such property, not otherwise specifically disposed of by this Will or in any other manner, together with any insurance on the property. To the extent that any such property is not disposed of by a separate written statement or list, I give the property to my wife, if she survives me for thirty (30) days, and if my wife does not survive me for thirty (30) days, to my children who survive me for that period in equal shares as my children agree, or as my Executor, in my Executor's discretion, shall determine if my children do not agree. If my children are unable to agree upon the division of the property to be distributed pursuant to this paragraph, then my Executor may, in my Executor's discretion, either (1) sell all or any portion of the property and distribute the proceeds in equal shares, or (2) determine the method of distribution by lot or any other equitable method selected by my Executor.

N.T.A.  
N.T.A.

V

POWERS OF APPOINTMENT

I refrain from exercising any testamentary power of appointment that I may have at the time of my death.

VI

DISPOSITION OF RESIDUE

I give the residue of my estate as follows:

A. **POUOVER PROVISION.** I give the residue of my estate to my wife and my two (2) children, Norma Jeanne Annett Costa and Alfred C. Annett, as successor Co-Trustees of that trust designated as The Annett Family Trust, established July 3, 1981, as restated earlier this day, of which my wife and I are the Grantors and Co-Trustees and my wife and children are the successor Co-Trustees, or to any other successor Co-Trustees named or appointed pursuant to the terms of the Trust Agreement, and I direct that the residue of my estate shall be added to, administered, and distributed as a part of that trust, according to the terms of The Annett Family Trust Agreement (As Restated) and any amendments made to it prior to my death. It is my intent, if it be permissible, not to create a separate trust by this Will nor to subject The Annett Family Trust, nor the property added to it by this paragraph A., to the jurisdiction of the Probate Court.

B. **INCORPORATION OF TRUST AGREEMENT BY REFERENCE.** If the disposition in paragraph A. of this article VI is not operative or is invalid for any reason, or if the trust referred to in paragraph A. of this article VI fails or has been revoked, then I hereby incorporate by reference the terms of The Annett Family Trust Agreement (As Restated) as executed earlier this day, without giving effect to any amendment made subsequently, and I give the residue of my estate to the Co-Trustees or successor Co-Trustees named in the Trust Agreement, to be held, administered, and distributed as provided in the Trust Agreement.

VII

APPORTIONMENT OF DEATH TAXES

I direct that all federal, state, and foreign estate, inheritance, death, or other transfer taxes (including any excise tax payable under Section 4980A of the Internal Revenue Code of 1986, as amended, or any corresponding or substitute provision applicable to my estate) (hereafter referred to collectively as "death taxes") that may by reason of my death be attributable to any transfers of property under this Will or otherwise that qualify for the federal estate tax marital deduction, together with any death taxes that may by reason of my death be attributable to the trust estate of The Annett Family Trust, established July 3, 1981, as restated earlier this day, shall be paid by the Trustee of that trust as provided in The Annett Family Trust Agreement (As Restated). I direct that all death taxes that may by reason of my death be attributable to my probate estate or any portion of it

  
N.T.A.



(other than any portion thereof which qualifies for the federal estate tax marital deduction, the death taxes attributable to which are to be paid in the manner specified in The Annett Family Trust Agreement (As Restated)) shall be paid by my Executor out of the residue of my estate disposed of by this Will, without adjustment among the residuary beneficiaries, and shall not be charged against or collected from any beneficiary of my probate estate. I direct that all death taxes that may by reason of my death be attributable to any property or transfers of property outside my probate estate, other than the trust estate of The Annett Family Trust and any other transfers which qualify for the federal estate tax marital deduction, shall, in the case of an inheritance tax, be paid by the person upon whom or from the property upon which the inheritance tax is specifically imposed, and, in the case of an estate, death, or other transfer tax (including generation-skipping transfer taxes) shall be apportioned in accordance with applicable federal and state law. If there is no applicable federal or state law governing the apportionment of the death taxes, then the death taxes shall be apportioned in accordance with principles similar to those of the Federal Estate Tax Apportionment Act as in effect in the State of Nevada on the date of my death.

#### VIII

##### EXECUTOR PROVISIONS

A. NOMINATION OF EXECUTOR. I nominate my wife and my two children, Norma Jeanne Annett Costa and Alfred C. Annett, as Co-Executors of this Will. If any one (1) or more of the three (3) named individuals shall for any reason fail to qualify or cease to act as Co-Executors, then I nominate the following individuals in the following order of priority to fill the vacancies:

1. Melvin Linn of San Jose, California.
2. Ernest J. Maupin III of Reno, Nevada.
3. Peter D. Laxalt of Vienna, Virginia.

The term "my Executor" as used in this Will shall include any personal representative of my estate. I request that no bond be required of any Executor named in this Will.

##### B. POWERS OF EXECUTOR.

1. I authorize my Executor to sell, with or without notice, at either public or private sale, and to lease any property belonging to my estate, subject only to such confirmation of court as may be required by law.

2. I further authorize my Executor either to continue the operation of any business belonging to my estate for such time and in such manner as my Executor may consider advisable and for the best interests of my estate, or to sell or liquidate the business at such time and on such terms as my Executor may consider advisable and for the best interests of my estate. Any such operation, sale, or liquidation by my Executor, in good faith,

N.T.A.  
N.T.A.

shall be at the risk of my estate and without liability on the part of my Executor for any resulting losses.

3. I further authorize my Executor to borrow money, including money from the trust designated as The Annett Family Trust, established July 3, 1981, as restated earlier this day, and from any other source, and to encumber the property of my estate by mortgage, deed of trust, pledge, or otherwise, as my Executor may consider advisable and in the best interests of my estate.

4. My Executor shall have absolute discretion, but shall not be required, to make adjustments in the rights of any beneficiaries, or among the principal and income accounts, to compensate for the consequences of any tax decision or election, or of any investment or administrative decision, that my Executor believes has had the effect, directly or indirectly, of preferring one beneficiary or group of beneficiaries over others. In determining the federal estate and income tax liabilities of my estate, my Executor shall have discretion to select the valuation date and to determine whether any or all of the allowable administration expenses in my estate shall be used as federal estate tax deductions or as federal income tax deductions.

5. I authorize my Executor, in my Executor's discretion, to disclaim, in whole or in part, any property transferred to me or for my benefit pursuant to gift, devise, bequest, intestate succession, or otherwise. Any such disclaimer shall be made by my Executor by a written and acknowledged instrument within nine (9) months after the date on which the property is transferred or the date on which the interest in the property is created for my benefit.

6. In exercising the power to allocate my generation-skipping tax exemption under Section 2631(a) of the Internal Revenue Code of 1986, as amended, or a counterpart exemption under any applicable state law, my Executor shall have the power to include in or exclude from that allocation any property of which I am the transferor for generation-skipping purposes, including property transferred prior to my death. These decisions may be based on transfers, gift tax returns, and other information known to the Executor, with no requirement that allocations benefit the various transferees or beneficiaries equally, proportionately, or in any other particular manner.

## IX

### DEFINITIONS AND OPERATIVE RULES

A. INCONTESTABILITY. If any beneficiary under this Will in any manner, directly or indirectly, contests or attacks this Will or any of its provisions, then any share or interest in my estate given to that contesting beneficiary under this Will is revoked and shall be disposed of in the same manner provided herein as if that contesting beneficiary had predeceased me.

B. NO WILL CONTRACT. I have not entered into either a contract to make wills or a contract not to revoke wills.

N. T. A.  
N.T.A.

C. GENDER AND NUMBER. As used in this Will, the masculine, feminine, or neuter gender, and the singular or plural number, shall each be considered to include the others whenever the context so indicates.

I subscribe my name to this Will this 21 day of May, 1991.

Norman T. Annett  
Norman T. Annett

On the date last above written, Norman T. Annett declared to us, the undersigned, that the foregoing instrument, consisting of five (5) pages, including the page signed by us as witnesses, was his Will and requested us to act as witnesses to it. He thereupon signed the Will in our presence, both of us being present at the same time. We now, at his request, in his presence, and in the presence of each other, subscribe our names as witnesses.

Wanda L. Rutledge residing at 215 Laura  
Carson City, NV 89402  
Virginia D. Kellerman residing at 1725 Davis Lane  
Reino, NV 89511

STATE OF NEVADA )  
COUNTY OF WASHOE ) ss.

Wanda L. Rutledge and Virginia D. Kellerman  
being duly sworn, hereby declare the following:

They witnessed the execution of the foregoing Will of Norman T. Annett. Norman T. Annett subscribed the Will and declared the same to be his Will in their presence. They thereafter subscribed the same as witnesses at his request, in his presence, and in the presence of each other. At the time of the execution of the Will, Norman T. Annett appeared to them to be of full age and of sound mind and memory. They make this affidavit at the request of Norman T. Annett, and they hereby swear under penalties of perjury that the statements made in this affidavit are true.

Wanda L. Rutledge  
Virginia D. Kellerman

Subscribed and Sworn to before me  
this 21<sup>st</sup> day of May, 1991.

Kathy E. Mercado  
Notary Public



N.T.A.  
N.T.A.

Ernest J. Maupin, Esq.  
Walther, Key, Maupin, Oats,  
Cox, Klaich & LeGoy  
3500 Lakeside Court, Suite 200  
P.O. Box 30,000  
Reno, Nevada 89520  
(702) 827-2000  
Attorneys for Alpha Day Annett,  
Norma Annett Costa, and  
Alfred C. Annett, Co-Trustees

SUPERIOR COURT OF CALIFORNIA, COUNTY OF MONO  
P.O. Box 537  
Bridgeport, California 93517

In the Matter of the  
Estate of Norman T. Annett, Deceased

Case No. 108

#### INVENTORY AND APPRAISEMENT

<u>  X  </u>	Complete	<u>  X  </u>	Final
<u>      </u>	Partial No.	<u>      </u>	Supplemental
<u>      </u>	Reappraisement		

#### APPRAISALS

1. This Inventory and Appraisement is filed in connection with the Affidavit Regarding Real Property of Small Estate procedure specified in California Probate Code Sections 10 et. seq. Accordingly, there is no property which requires appraisal by the personal representative pursuant to California Probate Code Section 8901.

2. The total appraisal by the Probate Referee, as identified in attachment 1 hereto, is Two Thousand Dollars (\$2,000.00).

#### DECLARATION OF REPRESENTATIVE

3. Attachment 1 contains a true statement of the entire estate that has come to our knowledge or possession that is located within the State of California.

1 We declare under penalty of perjury under the laws of the  
2 State of California that the foregoing is true and correct.

3 Dated this 17<sup>th</sup> day of November, 1993.

4 The Annett Family Trust

5 By Alpha Day Annett  
6 Alpha Day Annett, Co-Trustee

7 By Norma Annett Costa  
8 Norma Annett Costa, Co-Trustee

9 By Alfred C. Annett  
10 Alfred C. Annett, Co-Trustee

11 STATEMENT REGARDING BOND

12 4. Bond is waived.

13 Date: November 17, 1993

14 Ernest J. Maupin  
Ernest J. Maupin, Esq.

15 DECLARATION OF PROBATE REFEREE

16 5. I have truly, honestly, and impartially appraised to the  
17 best of my ability each item set forth in attachment 1.

18 6. A true account of my commission and expenses actually and  
19 necessarily incurred pursuant to my appointment is

20 Statutory commission: \$ 75<sup>00</sup>

21 Expenses (specify): \$ Ø

22 Total: \$ 75<sup>00</sup>

23 I declare under penalty of perjury under the laws of the State  
24 of California that the foregoing is true and correct.

25 Date: 2.17.94

26 Mike Wright  
Signature of Referee

1 IN THE MATTER OF THE ESTATE OF NORMAN T. ANNETT, DECEASED

2 ATTACHMENT 1

3 Description

4 Appraised  
5 Value

- 6 1. Decedent's undivided one-half (1/2)  
7 community property interest in the  
8 real property in Mono County,  
9 California, Assessors' Parcel No.  
10 10-300-04, the legal description of  
11 which is as follows:

12 \$2,000.00

13 Lot 6 of Section 5, Township 3 North, Range 24 East,  
14 M.D.B. & M., County of Mono, State of California,  
15 according to the official plat thereof; excepting  
16 therefrom that portion of Lot 6 lying northwesterly of  
17 the southeasterly line of Twin Lakes Subdivision as per  
18 Map in Book 1, Page 27A, of Maps in the Office of the  
19 County Recorder of Mono County, California; and further  
20 excepting therefrom all portions previously conveyed by  
21 the Decedent and his wife, Alpha Day Annett, also known  
22 as Alpha Eugene Day Annett, and by their sole proprietor-  
23 ship, Twin Lake Enterprises.

24 The real property includes the following:

25 a. All public utility easements for water  
26 transmission and water pipelines, including all rights of  
ingress and egress for the repair and maintenance of the  
water pipelines, in the Twin Lakes Subdivision as shown  
on the Official Map thereof which is on file in the  
Office of the County Recorder of Mono County, California.

b. All water and water rights and ditch and ditch  
rights appurtenant to the real property, together with  
all other water rights used by the water company commonly  
known as Twin Lake Enterprises, a sole proprietorship  
owned by the Decedent and his wife.

c. U.S. Department of Agriculture Forest Service  
Special Use Permit for Water Transmission Pipeline which  
was originally issued to Twin Lakes Enterprises on  
January 9, 1956, as amended by the Amendment for Special  
Use Permit which was signed on behalf of the Forest  
Service on January 4, 1991. The Special Use Permit is  
identified by the United States Department of Agriculture  
Forest Service as reference number FSM 2714, user number  
4017-01.



1 d. U.S. Department of Agriculture Forest Service  
2 Special Use Permit for Water Transmission Pipeline which  
3 was originally issued to Twin Lakes Enterprises on July  
4 13, 1955, as amended by the Amendment for Special Use  
5 Permit which was signed on behalf of the Forest Service  
on January 4, 1991. The Special Use Permit is identified  
by the United States Department of Agriculture Forest  
Service as reference number FSM 2714, user number  
4017-02.

6 e. All other licenses and permits owned by the  
7 Decedent and his wife in connection with the ownership  
8 and operation of the water company commonly known as Twin  
9 Lake Enterprises, a sole proprietorship.  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22

The foregoing instrument is a full, true and correct copy of  
the original on file in this office.

23 Attest Mar 11, 1974  
24 RENN INDIAN, County Clerk and Clerk of the Superior  
25 Court of the State of California, in and for the County of Mono.

26 By Clayton H. Hall Deputy



EXHIBIT 'B'

EXHIBIT 'B'

Confirmed Copy  
RENN NOLAN

RECORDED IN MONO  
COUNTY CALIFORNIA

95 MAY 16 AM 10:17

RENN NOLAN  
COUNTY RECORDER

FEE: \$8.00

After recordation, return Quitclaim  
Deed and mail future property tax  
statements to the following address:  
Alpha Day Annett, Norma Annett Costa,  
and Alfred C. Annett, Co-Trustees  
The Annett Family Trust  
P. O. Box 198  
Wellington, Nevada 89444

DOCUMENTARY TRANSFER TAX \$	-0-
EXEMPTION (R&T CODE)	11911
EXPLANATION	Transfer without consideration to a trust.
Signature of Declarant or Agent determining tax	

### QUITCLAIM DEED

Without consideration, Alpha Eugene Day Annett, also known as Alpha Day Annett, a widow, hereby quitclaims to Alpha Day Annett, Norma Annett Costa, and Alfred C. Annett, as Co-Trustees under The Annett Family Trust Agreement (As Restated) dated May 21, 1991, as amended, all of her right, title, and interest (consisting of an undivided fifty percent (50%) interest) in the real property situated in Mono County, California, described as follows:

Lot 6 of Section 5, Township 3 North, Range 24 East, M.D.B.&M., County of Mono, State of California, according to the official plat thereof; excepting therefrom that portion of Lot 6 lying northwesterly of the southeasterly line of Twin Lakes Subdivision as per Map in Book 1, Page 27A, of Maps in the Office of the County Recorder of Mono County, California; and further excepting therefrom all portions previously conveyed by Norman T. Annett and Alpha Eugene Day Annett, also known as Alpha Day Annett, husband and wife, and by their sole proprietorship, Twin Lake Enterprises.

The real property includes the following:

a. All public utility easements for water transmission and water pipelines, including all rights of ingress and egress for the repair and maintenance of the water pipelines, in the Twin Lakes Subdivision as shown on the Official Map thereof which is on file in the Office of the County Recorder of Mono County, California.

b. All water and water rights and ditch and ditch rights appurtenant to the real property, together with all other water rights used by the water company commonly known as Twin Lake Enterprises, a sole proprietorship.

APN 10-300-04

MAIL FUTURE PROPERTY TAX STATEMENTS TO THE RETURN ADDRESS SHOWN ABOVE

*Vol 109 Pg 026*

c. U.S. Department of Agriculture Forest Service Special Use Permit for Water Transmission Pipeline which was originally issued to Twin Lakes Enterprises on January 9, 1956, as amended by the Amendment for Special Use Permit which was signed on behalf of the Forest Service on January 4, 1991. The Special Use Permit is identified by the United States Department of Agriculture Forest Service as reference number FSM 2714, user number 4017-01.

d. U.S. Department of Agriculture Forest Service Special Use Permit for Water Transmission Pipeline which was originally issued to Twin Lakes Enterprises on July 13, 1955, as amended by the Amendment for Special Use Permit which was signed on behalf of the Forest Service on January 4, 1991. The Special Use Permit is identified by the United States Department of Agriculture Forest Service as reference number FSM 2714, user number 4017-02.

e. All other licenses and permits owned by the grantor in connection with the ownership and operation of the water company commonly known as Twin Lake Enterprises, a sole proprietorship.

This conveyance includes all water and water rights, ditch and ditch rights, and minerals and mineral rights appurtenant to the real property.

Dated this 4<sup>th</sup> day of May, 1995.

*Alpha Eugene Day Annett*  
Alpha Eugene Day Annett,  
also known as Alpha Day Annett

STATE OF NEVADA )  
COUNTY OF Washoe ) ss.

On this 4<sup>th</sup> day of May, 1995, before me, KATHY E. MERCADO, a Notary Public, personally appeared Alpha Eugene Day Annett, also known as Alpha Day Annett, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the foregoing Quitclaim Deed, who acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the Quitclaim Deed she executed it.



*Kathy E. Mercado*  
Notary Public

EXHIBIT 'C'

EXHIBIT 'C'

RECORDED IN MONO  
COUNTY CALIFORNIA

95 FEB 28 PM 12:45

RENN NOLAN  
COUNTY RECORDER

# 11.00

After recording, return Grant Deed  
and mail future property tax  
statements to the following address:  
Twin Lakes Enterprises, Inc.  
P. O. Box 445  
Bridgeport, California 93517

GRANT DEED

For value received, Alpha Day Annett, Norma Annett Costa, and Alfred C. Annett, as Co-Trustees under The Annett Family Trust Agreement (As Restated) dated May 21, 1991, hereby grant to Twin Lakes Enterprises, Inc., a Nevada corporation, the real property situated in the unincorporated area of Mono County, California, described as follows:

Lot 6 of Section 5, Township 3 North, Range 24 East, M.D.B.&M., County of Mono, State of California, according to the official plat thereof; excepting therefrom that portion of Lot 6 lying northwesterly of the southeasterly line of Twin Lakes Subdivision as per Map in Book 1, Page 27A, of Maps in the Office of the County Recorder of Mono County, California; and further excepting therefrom all portions previously conveyed by Norman T. Annett and Alpha Eugene Day Annett, also known as Alpha Day Annett, husband and wife, and by their sole proprietorship, Twin Lake Enterprises.

The real property includes the following:

a. All public utility easements for water transmission and water pipelines, including all rights of ingress and egress for the repair and maintenance of the water pipelines, in the Twin Lakes Subdivision as shown on the Official Map thereof which is on file in the Office of the County Recorder of Mono County, California.

b. All water and water rights and ditch and ditch rights appurtenant to the real property, together with all other water rights used by the water company commonly known as Twin Lake Enterprises, a sole proprietorship.

APN 10-300-04

MAIL FUTURE PROPERTY TAX STATEMENTS TO THE RETURN ADDRESS SHOWN ABOVE

c. U.S. Department of Agriculture Forest Service Special Use Permit for Water Transmission Pipeline which was originally issued to Twin Lakes Enterprises on January 9, 1956, as amended by the Amendment for Special Use Permit which was signed on behalf of the Forest Service on January 4, 1991. The Special Use Permit is identified by the United States Department of Agriculture Forest Service as reference number FSM 2714, user number 4017-01.

d. U.S. Department of Agriculture Forest Service Special Use Permit for Water Transmission Pipeline which was originally issued to Twin Lakes Enterprises on July 13, 1955, as amended by the Amendment for Special Use Permit which was signed on behalf of the Forest Service on January 4, 1991. The Special Use Permit is identified by the United States Department of Agriculture Forest Service as reference number FSM 2714, user number 4017-02.

e. All other licenses and permits owned by the grantor in connection with the ownership and operation of the water company commonly known as Twin Lake Enterprises, a sole proprietorship.

This conveyance includes all water and water rights, ditch and ditch rights, and minerals and mineral rights appurtenant to the real property.

This conveyance is effective as of 12:01 a.m. on January 1, 1996.

Dated this 20<sup>th</sup> day of April, 1995.

The Annett Family Trust

By Alpha Day Annett  
Alpha Day Annett, Co-Trustee

By Norma Annett Costa  
Norma Annett Costa,  
Co-Trustee

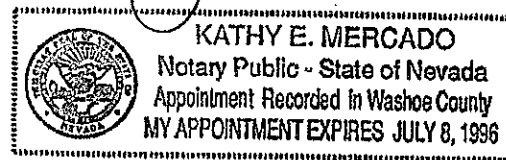
By Alfred C. Annett  
Alfred C. Annett, Co-Trustee

V. 431 P. 23

STATE OF CALIFORNIA )  
 ) ss.  
COUNTY OF MONO )

On this 20<sup>th</sup> day of April, 1995, before me, Kathy E. Mercado, a Notary Public, personally appeared Alpha Day Annett, Norma Annett Costa, and Alfred C. Annett, the Co-Trustees under The Annett Family Trust Agreement (As Restated) dated May 21, 1991, personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the foregoing Grant Deed, who acknowledged to me that they executed the same in their authorized capacities, and that by their signatures on the Grant Deed they, or the entity upon behalf of which the persons acted, executed it.

*Kathy E. Mercado*  
Notary Public



324210  
OFFICIAL RECORDS  
LYON COUNTY, NEV.  
RECORD REQUESTED BY

Nancy Carner  
04 JUN 25 PM 1:00

MARY C. HILLIGAN  
COUNTY RECORDER

FEE 18<sup>00</sup> DEP. DW

When recorded Mail to  
J.D. and NANCY CARNER  
10 Willhoyt Ln.  
TAXES mailed to the same

APN# 014-611-26

RPT7 #3

Correction  
LAND AND HOME AGREEMENT  
UNDER CONTRACT OF SALE  
PROMISSARY NOTE

Correcting interest amount & total payment  
from Doc # 320118.

This Purchase Agreement and Contract of Sale entered by and between J.D. and Nancy Carner husband and wife, hereinafter referred to as SELLERS and Daniel Bellew a single man and Salley Bellew a single woman, hereinafter referred to as Buyers. Sellers and Buyers acknowledges there is a down payment of \$500.00, leaving a balance of \$59,500.00 (Fifty NINE THOUSAND FIVE HUNDRED & NO/100 DOLLARS) Said money is in consideration for the real and personal property more specifically described as followed:

A.P.N.# 014-11-26 7 Stanley Ln. Yerington Nevada. Located in or near the City of Yerington, in the County of Lyon, State of Nevada. More specifically described as followed:

Beginning at the Section Corner common to Section 3,10,4 & 9.  
Township 13 North, Range 26 East, M. D. B. & M, running thence South 350 feet and then running West 355 feet to the true point of beginning;  
thence first course running South 310 feet; thence second course running West 315 feet; thence third course running North 310 feet; thence fourth course running East 315 feet to the place of beginning, all in Section 9, Township 13 North, Range 26 East, M. D. B. & M. This legal description appeared in Doc. #144198.

Sellers is retaining ONE HALF ACRE plus or minus along the South boundary of afore mentioned parcel for 6 months. Byers will provide access to the South of property by establishing a drive way along the west boundary line of said property.

INITIAL SB INITIAL DB

//////////



In consideration for this agreement BUYERS agrees to pay to SELLERS the sum of \$422.61 (Four Hundred Twenty Two and sixty one cents) a month . Payments are to be paid on or before the 1<sup>th</sup> day of each month, with the first payment being due and payable on June 1<sup>st</sup> 2004. The above payments include an annual interest rate of 8%. All monthly payments will be applied to interest first; any remaining amount will be applied to the principal balance. Buyer has the option of increasing his payment or paying any remaining balance in full at any time with out penalty. As additional consideration the Buyer also agrees to pay monthly INSURANCE IMPOUND CHARGES, \$37.00 (THIRTY SEVEN AND 00/100 dollars). Along with the Lyon County Property TAX of \$35.00 (THIRTY FIVE AND NO/100 DOLLARS) If the dollar amount on the Insurance or Taxes changes in any way BUYER will pay the difference. Seller will notify the Buyers in writing of any changes to said payments. Combined total payments to be made to Seller on the first day of each month, \$494.61 (FOUR HUNDRED NINETY FOUR and 61 cents).  
INITIAL SB INITIAL DB

IN THE EVENT that any monthly payment is more than 10 (ten) days late, a late charge \$40.00 (FORTY DOLLARS) well be collected by the SELLERS. A failure to make payments within FORTY FIVE days constitutes a breach of this agreement and all payments received will be treated as rent and eviction will be initiated according to the Laws of the State of Nevada. Any cost or fees incurred by the Sellers to be considered as additional rent. Buyer will pay all fees and any Attorney fee to be set by the courts as a reasonable mount.  
INITIAL SB INITIAL DB

During the term of this contract Sellers will not subordinate this contract to the Second Position. Seller must approve any assumption of this agreement during its term.

Upon receipt of the final payment of principal and interest the Seller will return this original note to the Buyers with PAID IN FULL and their SIGNATURE'S in bold lettering across the face of the note. At such time a Grant Bargain and Sale Deed will be delivered to the Buyers and such Deed will be recorded be the buyer, in the Lyon County Records office in Yerington, Nevada.

NOTICE and PAYMENTS to the parties will be sent as follows, or any other person or address so named by them.

To Sellers:

J. D. and Nancy Carner  
10 Willhoyt, Ln.  
Yerington, Nevada 89447

To Buyers:

Daniel Bellew and Salley Bellew  
7 Stanley Ln.  
Yerington, Nevada 89447

Title Company

T. S. & E. I. C.  
P.O. Box 985  
Yerington, Nevada 89447

////////////////////

SELLERS covenant that upon receiving the aforesaid payment, that the Buyer shall peacefully and quietly have, and enjoy the premises

THIS agreement will not be assigned or subleased by the BUYERS without the prior written consent of the SELLERS.

Buyers are purchasing the property in an as is where is condition.

Buyers agree not to give away, sell, or use for own personal use any thing on the ½ acre the Sellers are retaining.

The PARTIES agree this contract will be recorded in the County Records Office of Lyon County, State of Nevada. This agreement shall be binding upon the heirs, assignees, executors, and administrators of the parties concerned

////////////////////

EXECUTED at Yerington, Nevada on the \_\_\_\_\_ day of, \_\_\_\_\_ 2004

SELLERS

J.D. Carner  
J.D. Carner

Nancy Carner  
Nancy Carner

BUYERS

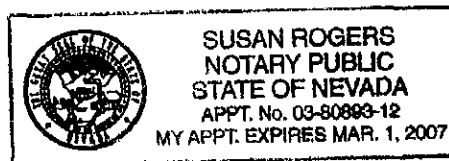
Daniel T. Bellew  
Daniel T. Bellew

Salley A. Bellew  
Salley A. Bellew

STATE OF NEVADA    )  
                                  SS  
COUNTY OF LYON    )

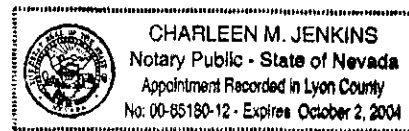
On this 25<sup>th</sup> day of June, 2004 personally appeared before me, a Notary Public, John D Carner, personally known to me or proved to me on the bases of satisfactory evidence to be the person whose name is subscribed to this Contract of Sale and acknowledged that he executed it freely and voluntarily, and for the uses and purposes therein mentioned.

Susan Rogers  
Notary Public



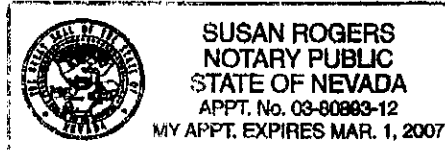
On this 25<sup>th</sup> day of June, 2004 personally appeared before me, a Notary Public, Nancy Carner, personally known to me or proved to me on the bases of satisfactory evidence to be the person whose name is subscribed to this Contract of Sale and acknowledged that he executed it freely and voluntarily, and for the uses and purposes therein mentioned.

Charleen M. Jenkins  
Notary Public  
////////////////////



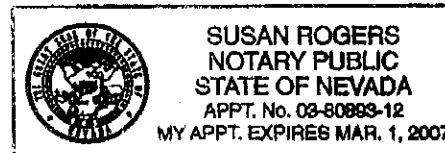
On this 25<sup>th</sup> day of June, 2004 personally appeared before me, a Notary Public, Daniel T. Bellew, personally known to me or proved to me on the bases of satisfactory evidence to be the person whose name is subscribed to this Contract of Sale and acknowledged that he executed it freely and voluntarily, and for the uses and purposes therein mentioned.

Susan Rogers  
Notary Public



On this 25<sup>th</sup> day of June, 2004 personally appeared before me, a Notary Public, Salley Bellew, personally known to me or proved to me on the bases of satisfactory evidence to be the person whose name is subscribed to this Contract of Sale and acknowledged that he executed it freely and voluntarily, and for the uses and purposes therein mentioned.

Susan Rogers  
Notary Public



////////////////////

## DECLARATION OF VALUE

## 1. Assessor Parcel Number(s)

- a) 14-611-26  
 b) \_\_\_\_\_  
 c) \_\_\_\_\_  
 d) \_\_\_\_\_

## 2. Type of Property:

- a) ☐ Vacant Land b) ☒ Single Fam. Res.  
 c) ☐ Condo/Twnhse d) ☐ 2-4 Plex  
 e) ☐ Apt. Bldg f) ☐ Comm'l/Ind'l  
 g) ☐ Agricultural h) ☐ Mobile Home  
☐ Other

## FOR RECORDERS OPTIONAL USE ONLY

Document/Instrument #: 324210

Book \_\_\_\_\_ Page: \_\_\_\_\_

Date of Recording: 6-25-04

Notes: \_\_\_\_\_

## 3. Total Value/Sales Price of Property

Deed in Lieu of Foreclosure Only (value of property) ( \_\_\_\_\_ )

Transfer Tax Value: \$ \_\_\_\_\_

Real Property Transfer Tax Due \$ \_\_\_\_\_

## 4. If Exemption Claimed:

a. Transfer Tax Exemption per NRS 375.090, Section 3b. Explain Reason for Exemption: Correction Doc to correct interest amount and total payment from Doc # 320118

5. Partial Interest: Percentage being transferred: \_\_\_\_\_ %

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS.375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption, or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month.

Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature Nancy Carner

Capacity

Grantor

Signature \_\_\_\_\_

Capacity \_\_\_\_\_

SELLER (GRANTOR) INFORMATION  
(REQUIRED)

Print Name: Nancy Carner  
 Address: 10 Willhoyt Ln  
 City: Yerington  
 State: Nevada Zip: 89447

BUYER (GRANTEE) INFORMATION  
(REQUIRED)

Print Name: Daniel Bellew  
 Address: 7 Stanley Ln.  
 City: Yerington  
 State: Nevada Zip: 89447

## COMPANY/PERSON REQUESTING RECORDING

(required if not the seller or buyer)

Print Name: \_\_\_\_\_ Escrow # \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**DOC # 433637**  
 10/24/2008 12 32 PM  
**Official Record**  
 Requested By  
 NANCY CARNER  
 Lyon County - NV  
 Mary C Milligan - Recorder  
 Page 1 of 5 Fee \$18 00  
 Recorded By AT RPTT \$271 05

When recorded Mail to  
 NANCY CARNER

~~10 Wilhoit Ln~~ *W. Flying W. St.*  
~~Yerington, Nv. 89447~~ *Tucson Az.*  
*85713*



TAXES mailed to the same

APN# 014-611-26

### LAND AND HOME AGREEMENT UNDER CONTRACT OF SALE PROMISSARY NOTE

This Purchase Agreement and Contract of Sale entered by an between Nancy Carner a single woman, hereinafter referred to as SELLERS and Robert and Salley Cramer husband and wife, hereinafter referred to as BUYERS. Robert and Salley Cramer hold this property together in joint tenancy. Sellers and Buyers acknowledges there is a down payment OF \$10,000 thousand dollars (TEN THOUSAND & NO/100s) leaving a balance of \$59,500 (FIFTY NINE THOUSAND FIVE HUNDRED & NO/100s) Said money is in consideration for the real and personal property more specifically described as followed:

A.P.N.# 14-611-26 7 Sanley Ln. Yerington Nevada Located in or near the City of Yerington, in the County of Lyon, State of Nevada: :  
 Beginning at the Section Corner common to Section 3,10,4,and 9,  
 Township 13 N, Range 26 East, M. D. B. & M., running thence South  
 350 feet and then running West 355 feet to the true point of beginning;  
 thence first course running South 310 feet; thence second course  
 running West 315 feet; thence third course running East 315 feet to the  
 place of beginning, all in Section 9, Township 13N, Range 26E, M. D.  
 B. & M. *This is a description appearing in Doc. # 144198*

As additional consideration for this agreement BUYERS agrees to pay to SELLERS the sum of \$655.15 (SIX HUNDRED FIFTY FIVE & 15/100s) a month until paid in full. Payment are to be paid on or before the 1<sup>th</sup> day of each month, with the first payment being due and payable on August 1<sup>st</sup> 2008. The same day the buyers takes position of the property. The above payments include an annual interest rate of 12%. All monthly payments will be applied to interest first; any remaining amount will be applied to the principal balance. Buyer has the option of increasing his payment or paying any remaining balance in full at any time with out penalty.

In additional consideration the Buyer also agrees to pay monthly INSURANCE IMPOUND CHARGES, \$37.00 (THIRTY SEVEN AND 00/100 dollars). Along with the Lyon County Property TAX of \$35.00 (THIRTY FIVE AND NO/100 DOLLARS) If the dollar amount on the Insurance or Taxes changes in any way the amount well be adjusted. A combined total payments to be made to Seller each month at this time is \$727.55 (SEVEN HUNDRED TWENTY SEVEN & 55/100s) .

IN THE EVENT that any monthly payment is more than 10 (ten) days late, a late charge \$50.00 (FORTY DOLLARS) will be collected by the SELLERS. A failure to make payments within FORTY FIVE days constitutes a breach of this agreement and all payments received will be treated as rent and eviction will be initiated according to the Laws of the State of Nevada. Any cost or fees incurred by the Sellers to collect the unpaid balance will be considered additional rent. Buyer will pay all fees and any attorney fee to be set by the courts as a reasonable mount.

During the term of this contract Sellers will not subordinate this contract to the Second Position. Seller must approve any assumption of this agreement during its term.

Upon receipt of the final payment of principal and interest the Seller will return this original note to the Buyers with PAID IN FULL and their SIGNATURE'S in bold lettering across the face of the note. At such time a Grant Bargain and Sale Deed will be delivered to the Buyers and such Deed will be recorded by the buyer, in the Lyon County Records office in Yerington, Nevada.

**DISCLOSURES as followed:**

This property needs extensive remodeling . All plumbing and wiring well need to be replaced, along with the carpet and or flooring . The kitchen needs completely remodeled . The stairway also needs replaced. It needs insolation throw out the structure, and wall board. It also need some sort of heat source.

Buyers are purchasing the property in as is, where is condition, with No warrantees or Guarantees.





433637

03/05/2010  
003 of 5

NOTICE and PAYMENTS to the parties will be sent as follows, or any other person or address so named by them.

To Seller:  
Nancy Carner  
322 2<sup>ND</sup> Av.  
Yerington, Nevada 89447

To Buyers:  
Robert Cramer and  
Salley Cramer  
7 Stanley Ln.  
Yerington, Nevada 89447

SELLER covenant that upon receiving the aforesaid payment, that the Buyer shall peacefully and quietly take, and enjoy the premises

THIS agreement will not be assigned or subleased by the BUYERS without the prior written consent of the SELLER.

The PARTIES agree this agreement will be held by each of them personally and a memo of contract will be recorded in the County Records Office of Lyon County, State of Nevada. This agreement shall be binding upon all, assignees, executors, and administrators of the parties concerned.

////////////////////



433637

06/24/2008  
004 of 5

EXECUTED at Yerington, Nevada on the 29<sup>th</sup> day of, June 2008

SELLERS

BUYERS

Nancy Carner  
Nancy Carner

Robert C Cramer Jr.  
Robert C Cramer Jr.

Salley A Cramer  
Salley A Cramer

STATE OF NEVADA )  
SS  
COUNTY OF LYON )

On This 8<sup>th</sup> day of AUGUST, 2008, personally appeared before me, A Notary Public Nancy Carner, personally know to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this contract of sale and acknowledge that he has executed it freely and voluntarily, and for the use and purposes mentioned.

[Signature]  
Notary Public

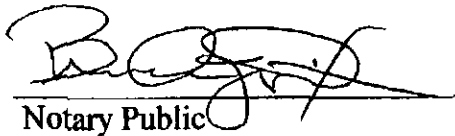




433637

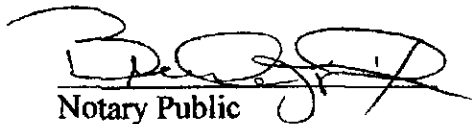
10/31/2008  
005 of 5

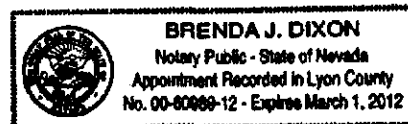
On This 8<sup>th</sup> day of AUGUST, 2008, personally appeared before me, A Notary Public Robert Cramer, personally know to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this contract of sale and acknowledge that he has executed it freely and voluntarily, and for the use and purposes mentioned.

  
Notary Public



On This 8<sup>th</sup> day of AUGUST, 2008, personally appeared before me, A Notary Public Salley Cramer, personally know to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this contract of sale and acknowledge that he has executed it freely and voluntarily, and for the use and purposes mentioned.

  
Notary Public



STATE OF NEVADA  
DECLARATION OF VALUE

Requested By  
NANCY CARNER

Lyon County - NV  
Mary C Milligan - Recorder

Page 1 of 1 Fee \$18.00  
Recorded By AT RPTT \$271.05

1 Assessors Parcel Number(s)

- a) 14-611-26  
b) \_\_\_\_\_  
c) \_\_\_\_\_  
d) \_\_\_\_\_

2. Type of Property.

- a) ☐ Vacant Land b) ☒ Single Fam Res  
c) ☐ Condo/Twnhse d) ☐ 2-4 Plex  
e) ☐ Apt Bldg f) ☐ Comm'l/Ind'l  
g) ☐ Agricultural h) ☐ Mobile Home  
i) ☐ Other \_\_\_\_\_

**FOR RECORDERS OPTIONAL USE ONLY**

DOCUMENT/INSTRUMENT # \_\_\_\_\_  
BOOK \_\_\_\_\_ PAGE \_\_\_\_\_  
DATE OF RECORDING \_\_\_\_\_  
NOTES  
CDL

3 Total Value/Sales Price of Property

Deed in Lieu of Foreclosure Only (value of property) \_\_\_\_\_  
Transfer Tax Value \_\_\_\_\_  
Real Property Transfer Tax Due \_\_\_\_\_

\$ 69,500  
(        )  
\$ 69,500  
\$ 271.05

4 If Exemption Claimed

- a Transfer Tax Exemption per NRS 375.090, Section # \_\_\_\_\_  
b Explain Reason for Exemption \_\_\_\_\_

5 Partial Interest Percentage being transferred \_\_\_\_\_ %

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption, or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month.

Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature Nancy Carner Capacity Seller  
Signature \_\_\_\_\_ Capacity \_\_\_\_\_

SELLER (GRANTOR) INFORMATION  
(REQUIRED)

Print Name Nancy Carner  
Address 322 2nd Av  
City Yerington NV  
State NV Zip: 89447

BUYER (GRANTEE) INFORMATION  
(REQUIRED)

Print Name Robert and Sally Cramer  
Address 7 Stanley Ln.  
City Yerington  
State NV Zip: 89447

COMPANY/PERSON REQUESTING RECORDING

(required if not the seller or buyer)

Print Name \_\_\_\_\_ Escrow # \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

<a href="#">Home</a>	<a href="#">State Home Pages</a>	<a href="#">About Us</a>	<a href="#">Publications</a>
<a href="#">Email Us</a>	<a href="#">State of Nevada</a>		



State of Nevada

Department of Conservation &amp; Natural Resources

**Division of Water Resources**

Tracy Taylor, P. E. State Engineer

**Water Rights Database, Page 5*****Summary of Ownership***
[New Search](#)   [General Information](#)   [Maps and Due Dates](#)   [Place of Use](#)   [Abrogations/Protests/Rulings](#)

Ownership/Title

**Application No.:** 56895   **Application Status:** ABR   **Certificate No.:*****Current Ownership Information***

Owner	Type	Div Rate	Duty	Acres	Change By	APN	County	Description
DUNHAM, EILEEN A. C		0	0	0				
DUNHAM, A. DANE C		0	0	0				

Confirmed By:   Effective Date:

***Original Owner(s)***

ECKEL, MARY V.

ECKEL, EDGAR S.

Remarks 5:

<a href="#">Home</a>	<a href="#">State Home Pages</a>	<a href="#">About Us</a>	<a href="#">Publications</a>
<a href="#">Email Us</a>	<a href="#">State of Nevada</a>		



State of Nevada

Department of Conservation &amp; Natural Resources

# Division of Water Resources

Tracy Taylor, P. E. State Engineer

## Water Rights Database, Page 1

### General Information

[Click Here for Code Definitions](#)

[Report an Error](#)

[New Search](#)   [General Information](#)   [Maps and Due Dates](#)   [Place of Use](#)   [Abrogations/Protests/Rulings](#)

[Ownership/Title](#)

**Application No.:** 56895   **Application Status:** ABR   **Certificate No.:**

**Owner(s):** DUNHAM, A. DANE;

**Status:** ABROGATED

**Basin:** 107

**Basin Name:** SMITH VALLEY

**Sub Basin:**

**Basin Status:** PARTLY DESIGNATED   **Region:** WALKER RIVER BASIN   **County:** LYON

### Previous Applications (Base Rights)

Change of App. No.	POD	POU	MOU
<u>36524A01</u>	Y	Y	
<u>36524A02</u>	Y	Y	

**Source:** UNDERGROUND   **Source Description:**

**Project Name:**

**Decree Name:**

**Use:** IRRIGATION

**Period Start:** 0101

**Period End:** 1231

**Point of Diversion Information:** Qtr-Qtr: NW Qtr: NW Sec: 31 Twn: 12N Rng: 24E

**Duty Balance:** 0.00 AFA   **Div Balance:** 0.00

**Acre-Feet Storage:** 0

**Well Log Nos.:**

**Remarks 1:**

Escrow No. LY-44291-MI

A.P.N. 10-181-01

The undersigned grantor(s) declare(s):

Documentary transfer tax is \$ 331.50

(X) computed on full value of property conveyed, or

( ) computed on full value less value of liens and encumbrances remaining at time of sale

( ) Unincorporated area: ( ) City of \_\_\_\_\_, and

( ) Realty not sold.

GRANT, BARGAIN, SALE DEED

THIS INDENTURE WITNESSETH: That Edgar S. Eckel and Mary V. Eckel, husband and wife, in consideration of \$10.00 Dollars, the receipt of which is hereby acknowledged, do hereby Grant, Bargain, Sell and Convey to BILLIE JANE JONES, an unmarried woman, all that real property in the county of LYON, State of Nevada, bounded and described as follows:

A parcel of land being a division of Government Lot 1 (Northwest 1/4 of the Northwest 1/4), Section 31, Township 12 North, Range 24 East, M.D.B.&M., described as follows: Parcel "A" of the Hunewill Land & Livestock Co., Inc., Parcel Map, recorded in the Office of the County Recorder of Lyon County, State of Nevada on December 10, 1980, as Document No. 57542, Official Records. *TRR*

✓ TOGETHER WITH all water, water rights, ditch and ditch rights appurtenant to subject property, including those certain well rights for permit numbers 54900 and 56895.

Together with all singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Witness our hands this 19th day of July, 1994

*Edgar S. Eckel*  
Edgar S. Eckel

*Mary V. Eckel*  
Mary V. Eckel

STATE OF NEVADA )

COUNTY OF Lyon )

On July, 19, 1994 personally appeared before me, a Notary Public, EDGAR S. ECKEL AND MARY V. ECKEL who acknowledged that they executed the above instrument.

Signature *Linda Inderbieten*  
(Notary Public)



LINDA INDERBIETEN  
Notary Public - State of Nevada  
Appointment Recorded in Lyon County  
MY APPOINTMENT EXPIRES FEB. 24, 1997

WHEN RECORDED MAIL TO: Grantee  
C/O James H. Blevins and Carol S. Blevins  
231 Jessen Road  
Smith, NV. 89430

173882

OFFICIAL  
LYON COUNTY  
RECORD DEPARTMENT

NORTHERN NEVADA TITLE CO

94 AUG -1 PM 12:30

NANCY H. CARR  
COUNTY RECORDER

FEE 7.00 SEP. 28

Exhibit 126/127





Assessor Home	Back to Search List
Personal Property	Sales Data
Secured Tax Inquiry	Recorder Search

### Parcel Detail for Parcel # 014-271-07

#### Location

Property Location 15 E LEMOS LN PAR 3

Town MASON VALLEY

Subdivision Lot Block

Property Name

Remarks

Add'l Addresses

Assessor Maps

Legal Description

#### Description

Total Acres 2.000 Ag Acres .000 W/R Acres .000

#### Improvements

Single-fam Detached 0

Single-fam Attached 0

Multi-fam Units 0

Mobile Homes 1

Total Dwelling Units 1

Non-dwell Units 0

MH Hookups 1

Wells 1

Septic Tanks 1

Bldg Sq Ft 0

Garage Sq Ft 0

Basement Sq Ft 0

Bdrm/Bath 0

Stories 0

Attach/Detach

Finished 0

#### Appraisal Classifications

Current Land Use Code 230

Zoning RR2T

Re-appraisal Group 3

Orig Constr Year 1978

Re-appraisal Year 2006

Weighted Year

#### Ownership

Assessed Owner Name SAPP, JERRY R & JEANNIE A

Mailing Address 15 E LEMOS LN

YERINGTON, NV 89447-0000

Legal Owner Name SAPP, JERRY R & JEANNIE A

Vesting Doc#, Date 421405 02/27/08 Book/Page /

Map Document #s PM42194

Ownership History

Document History

Code Table

Ownership History for Parcel # 014-271-07

Case 3:73-cv-00127-MMD-WGC Document 6 Filed 03/05/10 Page 56 of 126

Current Owners	
Name	From
SAPP, JERRY R & JEANNIE A 140 RICE LN VACAVILLE, CA 95688-0000	2008
SAPP, JEANNIE A	2008

Prior Owners		
Name	From	To
SAPP, JERRY R 140 RICE LN VACAVILLE, CA 95688-0000	2008	2008
FAACKS, BILLIE JEAN 15 E LEMOS LANE YERINGTON, NV 89447	1986	2008
FAACKS, KENNETH D & BILLIE JEAN 15 E LEMOS LANE YERINGTON, NV 89447	1986	2008

NOTE: This is not a complete history and should not be used in place of a title search.

Close Window

**ARCHIVED OBITUARY ACTIVATION ORDER**

Case 3:73-cv-00127-MMD-WGC Document 6 Filed 03/05/10 Page 57 of 126

You have selected the following obituary from:

**San Francisco Chronicle**

**Fousekis, Susana Cox** - Susana Cox Fousekis Susan, 68, ended her 15 year struggle with Alzheimer's disease on Sunday evening, April 27, 2008 resting peacefully as if she ...

Published in the San Francisco Chronicle from 5/2/2008 - 5/4/2008

APN# 014-041-17

**Recording Requested by:**

Name Maupin, Cox & LeGoy  
 Address 4785 Caughlin Parkway  
 City/State/Zip Reno, NV 89519

**Mail Tax Statements to:**

Name Theodore David Height  
 Address 545 E. Highway 95A  
 City/State/Zip Merington, NV 89447

**DOC # 413567**

09/10/2007 02:32 PM

**Official Record**

Requested By  
 MAUPIN COX & LEGOY

**Lyon County - NV**  
**Mary C Milligan - Recorder**

Page 1 of 4 Fee \$42.00  
 Recorded By BB RPTT



0413567

**AFFIDAVIT OF SURVIVING JOINT TENANT**

**Title of Document**  
 (Required Field)

FILL IN ALL THAT APPLY

The Undersigned Hereby Affirms that this Document Submitted For Recording Contains Personal Information As Required By Law

440.380(1)(A) & 40.525(5)

Specify Law\*

Signature

Miss D. Johnson, Esq.

Specify Law\*

Print Name Title

\*If there is no applicable State or Federal Law, Personal Information must be removed prior to recording

If this document is a re-record or correction, fill out below

Correcting Document# \_\_\_\_\_ Amending \_\_\_\_\_

Reason for re-record

(For Re-records, all pages from original document must be included, \$25 Non-Conforming Fee Applies)

If legal description is in metes & bounds, indicate where it was obtained:

\_\_\_\_\_, (Document Title), Book \_\_\_\_\_ Page \_\_\_\_\_ or

Document # \_\_\_\_\_ recorded \_\_\_\_\_ (date) in the

Lyon County Recorder's Office

-OR-

If prepared by a surveyor, provide name and address

\*Personal information\* means a natural person's first name or first initial and last name in combination with any one or more of the following data elements

1. Social security number
2. Driver's license number or identification card number
3. Account number, credit card number or debit card number, in combination with any required security code, access code or password

This page added to provide additional information required by NRS 111.312 Sections 1-4  
 (\$1.00 Additional Recording Fee Applies)



413567

09/10/2007  
002 of 4

A P N 014-641-17

Recordation requested by  
Maupin, Cox & LeGoy

After recordation, return Deed and mail  
future property tax statements to the  
following address:

545 E Highway 95A  
Yerington, Nevada 89447

The undersigned hereby affirms that this document  
submitted for recording does not contain the social  
security number of any person or persons per N R S  
239B 030

Signature of Declarant or Agent

AFFIDAVIT OF SURVIVING JOINT TENANT

STATE OF NEVADA       )  
  ) ss  
COUNTY OF WASHOE    )

Theodore David Haight, of Yerington, Nevada, being first duly sworn, does hereby  
swear under penalties of perjury that the following statements are true

1       He is the husband of Sonnie Lenore Haight, deceased

2       He and Sonnie Lenore Haight acquired legal title as joint tenants to the real  
property described in paragraph 3 below by a Deed of Reconveyance dated December  
13, 1985, recorded December 19, 1985, as Document No 96951 of Official Records of  
Lyon County, Nevada

3       The real property conveyed by the Deed described in paragraph 2 above is  
situated in the City of Yerington, County of Lyon, State of Nevada, described as follows

All that certain lots, pieces or parcels of real property situated in the County  
of Lyon, State of Nevada more particularly described as follows



413567

09/10/2007  
003 of 4

All that portion of Section three (3), Township 13 North, Range 26 East, M.D B. & M. Line South of Nevada State Highway No. 3, U.S. Alternate 95 more particularly described as follows:

The West 220' of the East 615' of the West 1/2 of the SW 1/4 of the said Section 3

4. Sonnie Lenore Haight died in Yerington, County of Lyon, Nevada, on October 18, 1996. A certified copy of the death certificate of Sonnie Lenore Haight is attached to this Affidavit.

5. Theodore David Haight is the same person referred to in the Deed described in paragraph 2. above. Theodore David Haight is the surviving joint tenant of the real property described in paragraph 3. above, and legal title to the real property is now vested in the name of Theodore David Haight, a widower.

Dated this 2 day of August, 2007.

Theodore David Haight  
Theodore David Haight

STATE OF NEVADA     )  
                                  ) ss.  
COUNTY OF WASHOE    )

This Affidavit of Surviving Joint Tenant was acknowledged before me on August 2, 2007, by Theodore David Haight.

Jan Olivero  
Notary Public



CERTIFICATION OF VITAL RECORD

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
DIVISION OF HEALTH  
VITAL STATISTICS

STATE OF NEVADA — DEPARTMENT OF HUMAN RESOURCES  
DIVISION OF HEALTH — SECTION OF VITAL STATISTICS  
CERTIFICATE OF DEATH

96 010589

LOCAL FILE NUMBER		DECEASED—NAME First Middle Last		DATE OF DEATH (Month Day Year)		STATE FILE NUMBER	
1		Sonnie Lenore HAIGHT		2 October 18, 1996		3a. Lyon	
CITY, TOWN, OR LOCATION OF DEATH		HOSPITAL OR OTHER INSTITUTION—Name (If not either, give street and number)		If Hosp or Inst indicate DOA, CP/Emr, Rm Inpatient (Specify)		SEX	
3b. Yerington		3c. South Lyon Medical Center		3e. Inpatient		4. Female	
RACE—(e.g., White, Black, American Indian, etc.) (Specify)		Was Decedent of Hispanic Origin? Specify <input type="checkbox"/> yes (and if yes, specify Mexican, Cuban, Puerto Rican, etc.)		AGE—Last Birthday (Years)		DATE OF BIRTH (Mo Day Yr)	
5 White				7a. 66		8 March 22, 1930	
STATE OF BIRTH (If not U.S.A., name country)		CITIZEN OF WHAT COUNTRY		Decedent's Education Specify highest grade completed		MARRIED, NEVER MARRIED, WIDOWED, DIVORCED (Specify)	
9a. Minnesota		10 U.S.A.		11 11		12 David Haight	
SOCIAL SECURITY NUMBER		OCCUPATION (Give kind of work done during most of working life, Even if retired)		KIND OF BUSINESS OR INDUSTRY			
13		14 Homemaker		15 Own Home			
RESIDENCE—STATE		COUNTY		CITY, TOWN, OR LOCATION		STREET AND NUMBER	
15a. Nevada		15b. Lyon		15c. Yerington		15d. 545 E. Hwy 95A	
FATHER—NAME First Middle Last		MOTHER—NAME First Middle Last					
16 Leonard Ruppel		17 Delia Wold					
INFORMANT—NAME (Type or Print)		MAILING ADDRESS (Street or R.F.D. No., City or Town, State, Zip)					
18a. David Haight		18b. 545 E. 95A, Yerington, Nevada, 89447					
BURIAL, CREMATION, REMOVAL, OTHER (Specify)		CEMETERY OR CREMATORIUM—NAME		LOCATION City or Town State			
19a. Cremation		19b. Fitchner's Crematory		19c. Carson City Nevada			
FUNERAL DIRECTOR—SIGNATURE (Type or Person Acting on Such)		FUNERAL DIRECTOR—NAME AND ADDRESS OF FACILITY		Freitas Ruppracht Funeral Home		10	
20a. [Signature]		20b. 307, 25 Hwy 208, Yerington, Nevada, 89447					
21a. To the best of my knowledge, death occurred at the time, date and place and due to the cause(s) stated		22a. On the basis of examination and/or investigation, in my opinion death occurred at the time, date and place and due to the cause(s) and manner stated					
(Signature and Title) [Signature]		(Signature and Title) [Signature]					
DATE SIGNED (Mo, Day, Yr.)		HOUR OF DEATH		DATE SIGNED (Mo, Day, Yr.)		HOUR OF DEATH	
21b. 10/21/96		21c. 1941		22b. [Signature]		22c. [Signature]	
NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print)		PERSONS KNOWN DEAD (Mo, Day, Yr.)		PERSONS KNOWN DEAD (Mo, Day, Yr.)		PERSONS KNOWN DEAD (Mo, Day, Yr.)	
21d. [Signature]		22d. [Signature]		22e. [Signature]		22f. [Signature]	
NAME AND ADDRESS OF CERTIFIER (PHYSICIAN, ATTENDING PHYSICIAN, MEDICAL EXAMINER, OR CORONER)		LICENSE NUMBER					
23a. Bruce Vogel M.D., Box 940, Yerington, Nevada, 89447		23b. 637					
REGISTRAR		DATE RECEIVED BY REGISTRAR (Mo, Day, Yr.)		DATE RECEIVED BY REGISTRAR (Mo, Day, Yr.)		DATE RECEIVED BY REGISTRAR (Mo, Day, Yr.)	
24a. [Signature]		24b. 10/21/96		24c. [Signature]		24d. [Signature]	
25 IMMEDIATE CAUSE (ENTER ONLY IMMEDIATE CAUSE PER ZIME PER (a), (b), AND (c))							
PART (a) DUE TO, OR AS A CONSEQUENCE OF							
162.9 (b) DUE TO, OR AS A CONSEQUENCE OF							
(c) DUE TO, OR AS A CONSEQUENCE OF							
PART (c) OTHER SIGNIFICANT CONDITIONS—Conditions contributing to death but not resulting in the underlying cause given in Part I							
AUTOPSY (Specify Yes or No)		WAS CASE REFERRED TO CORONER (Specify Yes or No)					
26 No		27 No					
ACC. SUICIDE, HOMICIDE, UNDET. OR PENDING INVEST (Specify)		DATE OF INJURY (Mo, Day, Yr.)		HOUR OF INJURY		DESCRIBE HOW INJURY OCCURRED	
28a. [Signature]		28b. [Signature]		28c. [Signature]		28d. [Signature]	
INJURY AT WORK (Specify Yes or No)		PLACE OF INJURY—At home, farm, street, factory, office, building, etc. (Specify)		LOCATION		STREET OR R.F.D. No CITY OR TOWN STATE	
28e. [Signature]		28f. [Signature]		28g. [Signature]		28h. [Signature]	

STATE REGISTRAR

No. 096385

161737  
CERTIFIED COPY OF VITAL RECORDS

413567  
09/10/2007  
004 of 4

This is a true and exact reproduction of the document officially registered and placed on file in the office of the State Registrar and Vital Records

DATE ISSUED AUG 23 2007

STATE REGISTRAR

This copy is not valid unless prepared on engraved border displaying date, seal and signature of Registrar

PERC 11/06

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE



IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

vs.

WALKER RIVER IRRIGATION DISTRICT,  
a corporation, et al.,

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.
2. I am filing this document with the District Court at the following address:

Chief Deputy Clerk  
United States District Court for the  
District of Nevada  
400 South Virginia Street, Suite 301  
Reno, Nevada 89501

3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:

Susan L. Schneider  
Attorney for the United States of America  
United States Department of Justice  
Environment & Natural Resources Division  
P.O. Box 756  
Littleton, Colorado 80160

4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, and facsimile number:

Attorney: John W. Howard

Address: 625 Broadway  
Suite 1206  
San Diego, CA 92101

Phone Number: (619) 234-2842

Fax Number: (619) 234-1716

Also

William E. Schaeffer

P.O. Box 936

Battle Mountain, NV 89820

Phone Number (775) 635-3227

Fax Number (775) 635-3229

Theodore David Haight

(Signature)

Theodore David Haight

(Printed or typed Name)

(Entity, if any, on whose  
behalf you are appearing)

545 E. Hwy 95A

Yerington, NV 89447

(Address)

(775) 463-5153

(Telephone number)

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	In Equity No. C-125-ECR
	)	Subfile No. C-125-B
WALKER RIVER PAIUTE TRIBE.	)	
	)	NOTICE OF CHANGE OF
Plaintiff-Intervenor,	)	OWNERSHIP OF WATER RIGHT
	)	
v.	)	
	)	
WALKER RIVER IRRIGATION DISTRICT,	)	
a corporation, et al.,	)	
	)	
Defendants.	)	

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has sold or otherwise conveyed ownership of all or a portion of a water right within one or more of the categories set forth in Paragraph 3 of the Case Management Order and provides the following information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

Judith Hammond, Trustee  
The Judith Hammond Revocable Living Trust

Name(s)

29 Van Fleet Lane

Street or P.O. Box

Yerington NV 89447  
Town or City State ZipCode

2. The name and address of each person or entity who acquired ownership

Martiniano Hernandez-Guerrero

Name(s)

123 MacKenzie Lane

Street or P.O. Box

Yerington NV 89447  
Town or City State ZipCode

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- ☒ Deed  
☐ Court Order  
☐ Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Notice of Change of Ownership of Water Right using this form is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files

This notice shall be sent to the following two persons:

Linda Lea Sharer, Chief Deputy Clerk  
United States District Court for the District of Nevada  
400 South Virginia Street, Suite 301  
Reno, NV 89501

And

Susan L. Schneider  
United States Department of Justice  
P.O. Box 756  
Littleton, CO 80160

Case 3:73-cv-00127-ECR-RAM Document 1205 Filed 08/07/2007 Page 3 of 6  
such a notice, but retains such water rights, shall nevertheless, be bound by the results of this

litigation.

X Executed this 23 day of May 2001.

X Judith Hammond

[signature of counter-defendant]

Judith Hammond, Trustee  
The Judith Hammond Revocable  
Living Trust

[name of counter-defendant]

[signature, if applicable, of person acting on  
behalf of counter-defendant]

[name, if applicable, of person acting on  
behalf of counter-defendant]

X 29 Van Fleet Dr  
Yonkers, NY 10844  
[address]

X 775-463-1662  
[telephone number]

\*\*\* THIS IS AN UNOFFICIAL COPY \*\*\*

A.P.N. 012-321-18  
 Escrow No.: LY-305548-DA  
 305548

RECORDING REQUESTED BY

MAIL TAX STATEMENTS AND WHEN  
 RECORDED, MAIL TO

Martimiano Hernandez-Guerrero  
 123 Mackenzie Lane  
 Yerington, NV 89447

DOC # 405022

04/23/2007 04:26 PM

Official Record

Requested By  
 NORTHERN NEVADA TITLE

Lyon County - NV

Mary C Milligan - Recorder

Page 1 of 3 Fee \$15.00  
 Recorded By DLM RPTT \$858.00



0405022

THIS SPACE FOR RECORDER'S USE ONLY

The undersigned printing(s) declare(s)

Documentary transfer tax is \$458.00, computed on full value of property conveyed.

**GRANT, BARGAIN, SALE DEED**

That Judith Hammond, as Trustee of The Judith Hammond Revocable Living Trust, dated May 22, 2001 in consideration of \$10.00 Dollars, the receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sell and Convey to Martimiano Hernandez-Guerrero an Unmarried Man all that real property in the County of Lyon, State of Nevada, bounded and described as follows

See Exhibit "A" attached hereto and made a part hereof

Together with all singular the tenements, hereditaments and appurtenances thereunto in anywise appertaining

Dated April 23, 2007

The Judith Hammond Revocable Living Trust, dated May 22, 2001

By Judith Hammond  
 Judith Hammond, Trustee

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405022

04/23/2007  
002 of 3

STATE OF NEVADA )

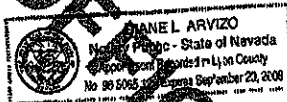
COUNTY OF Lyon )

On 4-23-07 personally appeared before me, a Notary

Public, Judith Hammond

who acknowledged that She executed the above instrument

Signature [Signature]  
(Notary Public)



"UNOFFICIAL COPY"



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405022

04/23/2007  
003 of 3

LY-305548-DA

EXHIBIT "A"

All that certain real property situate in the County of Lyon, State of Nevada, described as follows

All that certain real property situate in a portion of the Northeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 15, Township 12 North, Range 25 East, Mount Diablo Meridian, as shown on that certain map entitled "Record of Survey for Snyder Livestock Co." File #97151, Lyon County Records, being described as follows

BEGINNING at the North-East corner of said Section 15, thence along the Easterly line of said Section 15, South  $0^{\circ}16'42''$  West a distance of 519.00 feet, thence leaving said Easterly line, North  $89^{\circ}43'18''$  West a distance of 278.00 feet, thence North  $0^{\circ}16'42''$  East a distance of 521.25 feet to a point on the Northerly line of said Northeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$ , thence along the Northerly line of said Northeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$ , South  $89^{\circ}15'31''$  East a distance of 278.01 feet to the POINT BEGINNING

Reference is hereby made to that certain Record of Survey for Boundary Line Adjustment, recorded in the Official Records of Lyon County, Nevada on August 12, 1998 as Document No. 222286

Note: Legal Description appeared previously in Deed Recorded on August 12, 1998 as Document No. 381864

vk

UNOFFICIAL COPY

# DEPARTMENT OF HUMAN RESOURCES DIVISION OF HEALTH VITAL STATISTICS

## STATE OF NEVADA — DEPARTMENT OF HUMAN RESOURCES DIVISION OF HEALTH — SECTION OF VITAL STATISTICS CERTIFICATE OF DEATH

RECEIVED

NOV 20 2006

Attorney General CC  
Civil - CNP

LOCAL FILE NUMBER		DECEASED—NAME First Middle Last		DATE OF DEATH	
1. Robert Ervin JACKSON		October 16, 2006		3a. Lyon	
CITY, TOWN OR LOCATION OF DEATH		HOSPITAL OR OTHER INSTITUTION—Name (If not either, give street and number)		If Hosp. or inst. indicate DOA, OPEmer, Pen. Inpatient (Specify)	
3b. Yerington		3c. at home; 1243 Hwy 208		4. Male	
RACE—(e.g., White, Black, American Indian, etc.) (Specify)		Was Decedent of Hispanic Origin? Specify <input type="checkbox"/> yes <input checked="" type="checkbox"/> no If yes, specify Mexican, Cuban, Puerto Rican, etc.		AGE—Last Birthday (Years)	
5. White		6. 85		7a. 85	
STATE OF BIRTH (If not U.S.A., name country)		CITIZEN OF WHAT COUNTRY		Decedent's Education. Specify highest grade completed.	
9a. Nebraska		9b. U.S.A.		10. 10	
SOCIAL SECURITY NUMBER		USUAL OCCUPATION (Give Kind of Work Done During Most of Working Life, Even if Retired)		KIND OF BUSINESS OR INDUSTRY	
13. 555-24-4883		14a. Electrician		14b. Sacramento Union	
RESIDENCE—STATE		COUNTY		CITY, TOWN OR LOCATION	
15a. Nevada		15b. Lyon		15c. Yerington	
FATHER—NAME First Middle Last		MOTHER—MAIDEN NAME First Middle Last		STREET AND NUMBER	
16. Orville G. Jackson		17. Sadie Bell Newman		15d. 1243 Hwy. 208	
INFORMANT—NAME (Type or Print)		MAILING ADDRESS (Street or R.F.D. No., City or Town, State, Zip)			
18a. Mattie Melton		18b. 1243 Highway 208 Yerington, Nevada 89447			
BURIAL, CREMATION, REMOVAL, OTHER (Specify)		CEMETERY OR CREMATORY—NAME		LOCATION City or Town State	
19a. Burial		19b. Missouri Flats Cemetery		19c. Yerington Nevada	
FUNERAL DIRECTOR—SIGNATURE (Or Person Performing Such)		FUNERAL DIRECTOR LICENSE NUMBER		NAME AND ADDRESS OF FACILITY	
20a. [Signature]		20b. 614		20c. 25 Highway 208 Yerington, Nevada 89447	
21a. To the best of my knowledge, death occurred at the time, date and place and due to the cause(s) stated.		22a. On the basis of examination and/or investigation, in my opinion death occurred at the time, date and place and due to the cause(s) and manner stated.			
(Signature and Title)		(Signature and Title)			
DATE SIGNED (Mo., Day, Yr.)		HOUR OF DEATH			
21b. 10/18/2006		21c. 1557			
NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print)		22b. PRONOUNCED DEAD (Mo., Day, Yr.)		22c. PRONOUNCED DEAD (Hour)	
21d.		22d. ON		22e. AT	
NAME AND ADDRESS OF CERTIFIER (PHYSICIAN, ATTENDING PHYSICIAN, MEDICAL EXAMINER, OR CORONER). (Type or Print)		LICENSE NUMBER			
23a. Bruce VOGEL 171 Campbell Lane Yerington NV		23b. NV 637			
REGISTRAR		DATE RECEIVED BY REGISTRAR (Mo., Day, Yr.)		DEATH DUE TO COMMUNICABLE DISEASE	
24a. [Signature]		24b. 10/18/2006		24c. YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
25. IMMEDIATE CAUSE ENTER ONLY ONE CAUSE PER LINE FOR (a), (b), AND (c).					
PART I (a) Pulmonary Collapse.		Interval between onset and death		5 min	
(b) Coronary Artery		Interval between onset and death		5 min	
(c)		Interval between onset and death			
PART II OTHER SIGNIFICANT CONDITIONS—Conditions contributing to death but not resulting in the underlying cause given in Part I.		AUTOPSY (Specify Yes or No)		WAS CASE REFERRED TO CORONER (Specify Yes or No)	
26. No		27. Yes			
ACC., SUICIDE, HOMICIDE, UNDETERMINED, OR PENDING INVEST. (Specify)		DATE OF INJURY (Mo., Day, Yr.)		HOUR OF INJURY	
28a.		28b.		28c.	
INJURY AT WORK (Specify Yes or No)		PLACE OF INJURY—At home, farm, street, factory, office building, etc. (Specify)		LOCATION. STREET OR R.F.D. No. CITY OR TOWN STATE	
28e.		28f.		28g.	

STATE REGISTRAR

No. 341494

141578

CERTIFIED COPY OF VITAL RECORDS

This is a true and exact reproduction of the document officially registered and placed on file in the office of the State Registrar and Vital Records.

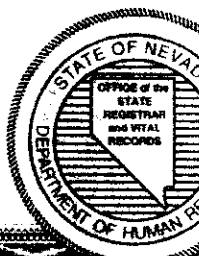
DATE ISSUED:

OCT 24 2006

STATE REGISTRAR

This copy is not valid unless prepared on engraved border displaying date, seal and signature of Registrar.

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE



FILED ENTERED	RECEIVED SERVED ON COUNSEL/PARTIES OF RECORD
SEP 19 2007	
UNITED STATES DISTRICT COURT DISTRICT OF NEVADA	
BY: 4	DEPUTY

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

53 JUL -9 PM 3:03

WILSON  
DEPUTY

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

v.

WALKER RIVER IRRIGATION DISTRICT  
a corporation, et al.,

Defendants.

IN EQUITY NO. CV-125-ECR

SUBFILE NO. C-125-B

U.S. DISTRICT COURT  
DISTRICT OF NEVADA  
ENTERED & SERVED  
JUL 16 2003

ORDER REGARDING  
CHANGES IN OWNERSHIP  
OF WATER RIGHTS

The following background information is provided to aid in understanding the reasons for and what is required by this Order:

1. The Court has ordered that certain persons and entities be included as parties to this action because they own water rights within one or more of the nine categories set forth in Paragraph 3 of the Court's *Case Management Order* (Apr. 18, 2000).

2. During the course of this action, it is possible that a party will sell or otherwise convey ownership of all or a portion of the water rights which that party owned when brought into this action by a Waiver of Service of Notice in Lieu of Summons or by service of a Notice in Lieu of Summons.

3. A change in ownership of a water right or a portion of a water right can occur in a number of ways and for a variety of reasons. Often a change in ownership of a water right occurs when ownership of some or all of the land on which the water is used changes. A change in ownership may involve a sale, a gift, a death or even a divorce. It may also involve estate or business planning decisions such as conveyance to an inter vivos trust or a limited liability company. Frequently changes in ownership are accomplished by a deed. However, in an estate or divorce proceeding they may be accomplished by an order of a court. These examples are not

207.

1 a exclusive list of all of the ways in which a change in ownership may occur.

2 4. It is important that the Court and the Plaintiffs be notified of changes in the  
3 ownership of water rights while this action is pending because among other things, a change in  
4 ownership may require that a new party be included in the action, or that a present party be  
5 dismissed or both.

6 Based upon the foregoing it is hereby ORDERED as follows:

7 1. If a party to this action sells or otherwise conveys ownership of all or a portion of  
8 any water right within any of the nine categories set forth in Paragraph 3 of the *Case*  
9 *Management Order* (Apr. 18, 2000)<sup>1/</sup>, that party shall, within sixty days after any such change in  
10

11 <sup>2/</sup> You should review the *Case Management Order* and *First Amended Counterclaims* filed by  
12 the United States and by the Walker River Paiute Tribe, which are included in the materials served  
13 upon you. For convenience, the nine categories of persons and entities that the Court has ordered  
14 to be served and named are listed here:

- 14 1. Category 3.a.: The successors in interest to all water rights holders under the Decree  
15 (April 14, 1936), modified, Order of Entry of Amended Final Decree to Conform to  
16 Writ of Mandate, Etc. (April 24, 1940) ("Decree").
- 16 2. Category 3.b.: All holders of surface water rights under the laws of the States of  
17 Nevada and California in the Walker River Basin who are not presently parties to this  
18 adjudication.
- 18 3. Category 3.c.: All holders of permits or certificates to pump groundwater issued by  
19 the State of Nevada and domestic users of groundwater within Sub Basins 107  
20 (Smith Valley), 105 (Mason Valley), 110A (Schurz Subarea of the Walker Lake  
21 Valley, and 110B (Walker Lake Subarea of the Walker Lake Valley).
- 20 4. Category 3.d.: All holders of permits or certificates to pump groundwater issued by  
21 the State of Nevada within Sub Basins 106 (Antelope Valley), and 109 (East  
22 Walker), and 110C (Whiskey Flat-Hawthorne Subarea of Walker Lake Groundwater  
23 Basin.
- 22 5. Category 3.e.: All users of groundwater for irrigation in California in the Walker  
23 River Basin.
- 23 6. Category 3.f.: All holders of "vested rights" to the use of groundwater under the laws  
24 of the State of Nevada within the Walker River Basin.
- 24 7. Category 3.g.: All municipal providers in Nevada within the Walker River Basin who  
25 currently use groundwater.
- 25 8. Category 3.h.: All municipal providers in California within the Walker River Basin  
26 who currently use groundwater.
- 26 9. Category 3.i.: All industrial users in Nevada within the Walker River Basin who  
27 currently use groundwater.

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

v.

WALKER RIVER IRRIGATION DISTRICT,  
a corporation, et al.,

Defendants.

In Equity No. C-125-ECR  
Subfile No. C-125-B

NOTICE OF CHANGE OF  
OWNERSHIP OF WATER RIGHT

*Land once owned  
was so long ago  
I can't remember  
who we sold it to,*

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has sold or otherwise conveyed ownership of all or a portion of a water right within one or more of the categories set forth in Paragraph 3 of the Case Management Order and provides the following information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

Name(s)

*Mrs. Carroll J. Remas*

Street or P.O. Box

*P.O. Box 220*

*Long Barn, Calif*

ownership, notify the Court and the United States of the change in ownership.

2. The notice required by this Order shall provide the following information:

- A. The name and address of the party who sold or otherwise conveyed ownership;
- B. The name and address of each person or entity who acquired ownership; and
- C. A copy of the deed, court order or other document by which the change in ownership was accomplished.

3. The notice shall be sent to the Court and counsel for the United States addressed as follows:

Linda Lea Sharer, Chief Deputy Clerk  
United States District Court for the District of Nevada  
400 South Virginia Street, Suite 301  
Reno, NV 89501

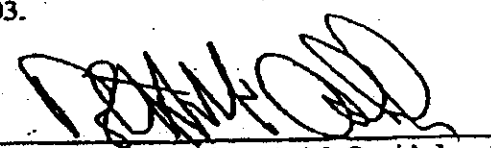
Susan L. Schneider  
United States Department of Justice  
P.O. Box 756  
Littleton, CO 80160

4. The form and substance of the notice shall substantially conform to the form of notice attached to this order as Exhibit A.

5. Any person or entity who files a Notice of Change of Ownership of Water Right using the attached form or provides information for this purpose by other means is ultimately responsible for the accuracy of this filing. Consequently, any person or entity who files such a notice regarding water rights subject to this litigation, but retains such water rights, shall nevertheless be bound by the results of this litigation.

IT IS SO ORDERED:

Dated: July 9, 2003.

  
The Honorable Robert A. McQuaid, Jr.  
United States District Court Magistrate Judge

such a notice, but retains such water rights, shall nevertheless, be bound by the results of this litigation.

Executed this \_\_\_\_\_ day of \_\_\_\_\_ 200\_\_.

[signature of counter-defendant]

[name of counter-defendant]

[signature, if applicable, of person acting on behalf of counter-defendant]

[name, if applicable, of person acting on behalf of counter-defendant]

[address]

[telephone number]





IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	In Equity No. C-125-ECR
	)	Subfile No. C-125-B
WALKER RIVER PAIUTE TRIBE,	)	
	)	NOTICE OF CHANGE OF
Plaintiff-Intervenor,	)	OWNERSHIP OF WATER RIGHT
	)	
v.	)	
	)	
WALKER RIVER IRRIGATION DISTRICT,	)	
a corporation, et al.,	)	
	)	
Defendants.	)	

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has sold or otherwise conveyed ownership of all or a portion of a water right within one or more of the categories set forth in Paragraph 3 of the Case Management Order and provides the following information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

David Little, Jr, and Bonnie Little  
Name(s)  
350 Densmore Lane  
Street or P.O. Box

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Yerington NV 89447  
Town or City State ZipCode

2. The name and address of each person or entity who acquired ownership  
David M. Little and Sherry L. Little

Name(s)  
P. O. Box 128  
Street or P.O. Box

Yerington NV 89447  
Town or City State ZipCode

3. Attached to or included with this notice is a copy of the (check appropriate  
box(es)):

- ☒ Deed
- ☐ Court Order
- ☐ Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Notice of  
Change of Ownership of Water Right using this form is ultimately responsible for the accuracy  
of this filing. Consequently, the undersigned acknowledges that any person or entity who files

This notice shall be sent to the following two persons:

Linda Lea Sharer, Chief Deputy Clerk  
United States District Court for the District of Nevada  
400 South Virginia Street, Suite 301  
Reno, NV 89501

And

Susan L. Schneider  
United States Department of Justice  
P.O. Box 756  
Littleton, CO 80160

such a notice, but retains such water rights, shall nevertheless, be bound by the results of this litigation.

Executed this 20 day of May 2007.



Bonnie Little

[signature of counter-defendant]

David Little, Jr.

Bonnie Little

[name of counter-defendant]

[signature, if applicable, of person acting on behalf of counter-defendant]

[name, if applicable, of person acting on behalf of counter-defendant]

HC 30 Box 360  
Spring Creek, NV 89815  
[address]

[telephone number]

\*\*\* THIS IS AN UNOFFICIAL COPY \*\*\*

A.P.N. 014-321-04 & 05  
Escrow No.: LY-305555-DA  
305555

RECORDING REQUESTED BY

MAIL TAX STATEMENTS AND WHEN  
RECORDED, MAIL TO

David M Little  
PO Box 128  
Yermington, NV 89447

DOC # 404889

04/20/2007 04 16 PM

Official Record

Requested By  
NORTHERN NEVADA TITLE  
Lyon County - NV  
Mary C Milligan - Recorder  
Page 1 of 2 Fee \$18.00  
Recorded By MCN RPTT



0404889

THIS SPACE FOR RECORDER'S USE ONLY

The undersigned grantor(s) declare(s)

Documentary transfer tax is Exempt #5.

GRANT, BARGAIN, SALE DEED

That David Little, Jr. and Bonnie Little, Husband and Wife as Joint Tenants with the Right of Survivorship in consideration of \$10.00 Dollars, the receipt of which is hereby acknowledged, do(es) hereby Grant, Bargain, Sell and Convey to David M. Little and Sheri L. Little, Husband and Wife as Joint Tenants all that real property in the County of Lyon, State of Nevada, bounded and described as follows  
See Exhibit "A" attached hereto and made a part hereof

Together with all singular the tenements, hereditaments and appurtenances thereunto in anywise appertaining

Dated April 18, 2007

David Little, Jr

Bonnie Little

\*\*\* THIS IS AN UNOFFICIAL COPY \*\*\*



404809

04/20/2007  
002 of 3

STATE OF NEVADA )

COUNTY OF LYON )

On 4-19-07 personally appeared before me, a Notary

Public, David Little Jr. and  
Bonnie Little

who acknowledged that he/ she/ executed the above instrument

Signature [Signature]  
(Notary Public)



"UNOFFICIAL COPY"

\*\*\* THIS IS AN UNOFFICIAL COPY \*\*\*



404889

04/20/2007  
003 of 3

LY-305355-DA

EXHIBIT "A"

All that certain real property situate in the County of Lyon, State of Nevada, described as follows

Parcel 1:

Township 14 North, Range 26 East, M D B & M ,

The Southeast  $\frac{1}{4}$  and the East  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of Section 20

The West  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of Section 21

The Northeast  $\frac{1}{4}$  and the East  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 29

Parcel 2:

Township 14 North, Range 26 East, M D B & M ,

The East  $\frac{1}{2}$  and the East  $\frac{1}{2}$  of the West  $\frac{1}{2}$  of Section 21

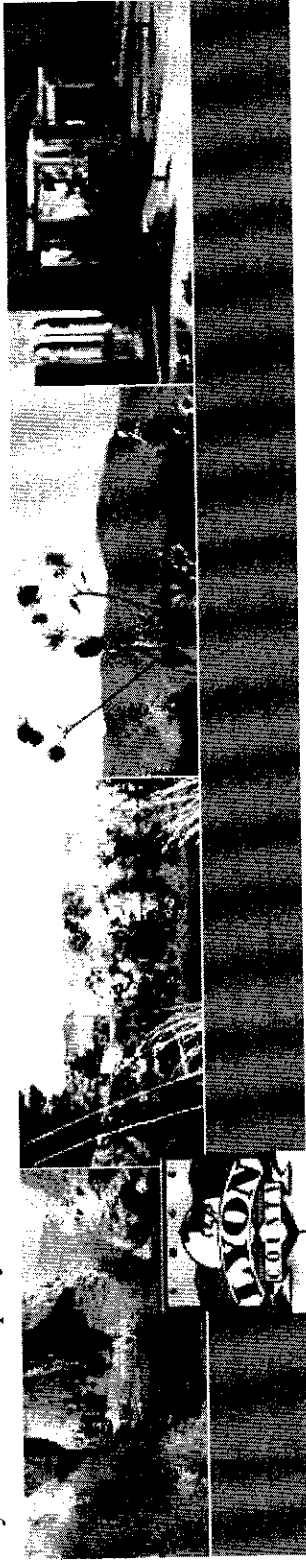
The West  $\frac{1}{2}$  of the West  $\frac{1}{2}$  of Section 22

NOTE Legal description previously contained in document recorded September 24, 2003 as Document No 304788

TOGETHER WITH ALL WATER AND WATER RIGHTS, DITCHES AND DITCH RIGHTS,  
WELLS AND WELL RIGHTS APPURTENANT TO THE HEREIN DESCRIBED PROPERTY

UNOFFICIAL COPY





Assessor Home	Back to Search List
Personal Property	Secured Tax Inquiry
Sales Data	Recorder Search

### Parcel Detail for Parcel # 009-241-10

<b>Location</b>				
Property Location 364 JUNE BUG CT				
Town SMITH VALLEY				
Subdivision SMITH VISTA SUB Lot 163 Block				
Property Name				
Remarks				
<table border="1"> <tr> <td>Add'l Addresses</td> </tr> <tr> <td>Assessor Maps</td> </tr> <tr> <td>Legal Description</td> </tr> </table>		Add'l Addresses	Assessor Maps	Legal Description
Add'l Addresses				
Assessor Maps				
Legal Description				

<b>Description</b>	
Total Acres 2.250	Ag Acres .000 W/R Acres .000
<b>Improvements</b>	
Single-fam Detached 1	Non-dwell Units 0 Bdrm/Bath 3/2.50
Single-fam Attached 0	MH Hookups 0 Stories 1.9
Multi-fam Units 0	Wells 1
Mobile Homes 0	Septic Tanks 1
Total Dwelling Units 1	Bldg Sq Ft 2,146
Garage Sq Ft 1,380 Attch/Detch A	
Improvement List	
Basement Sq Ft 0 Finished 0	

<b>Appraisal Classifications</b>	
Current Land Use Code 200	Code Table
Zoning RR2	
Re-appraisal Group 2	Re-appraisal Year 2005
Orig Constr Year 2006	Weighted Year

<b>Ownership</b>	
Assessed Owner Name MOON, VICTORIA ET AL	
Mailing Address 1390 CENTERVILLE LN UNIT D	
GARDNERVILLE, NV 89410-0000	
Legal Owner Name MOON, VICTORIA ET AL	
Vesting Doc#, Date 385941 07/05/06	Book/Page /
Map Document #s SM350557	
Ownership History	
Document History	

## Ownership History for Parcel # 009-241-10

Case 3:73-cv-00127-MMD-WGC Document 6 Filed 03/05/10 Page 84 of 126

Current Owners	
Name	From
MOON, VICTORIA ET AL 1131 COUNTRY CLUB CT MINDEN, NV 89423-0000	2006
MOON, VICTORIA S	2006

Prior Owners		
Name	From	To
MOON, ARRON & VICTORIA 1390 CENTERVILLE LN UNIT D GARDNERVILLE, NV 89410-0000	2005	2006
MOON, VICTORIA	2005	2006
GR8DEAL LLC 1320 HWY 395 N GARDNERVILLE, NV 89410-0000	2004	2005

NOTE: This is not a complete history and should not be used in place of a title search.

[Close Window](#)

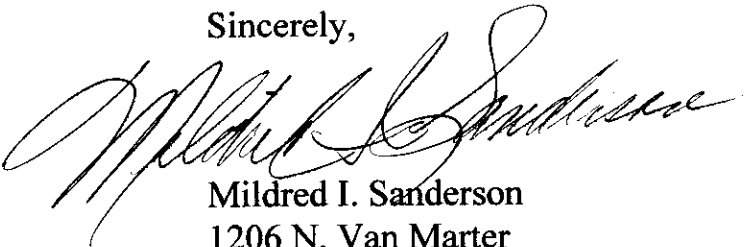
June 3, 2008

To Whom It May Concern:

This letter is to inform you of the ownership and interest of the Walker Lake property. Enclosed is a signed Disclaimer of Interest from Mildred Inez Sanderson, granter, who sold this beach property with all rights to Kathy Gardner, grantee. I, Mildred I. Sanderson, hold the short form deed of trust on this property. I am 90 years old and am not able to appear in lieu of the summons.

Kathy Gardner is the new owner-to-be and would be the most interested in maintaining all of the water rights. Ms. Gardner should be the one notified in the future. The short form deed of trust and assignment of rents was recorded on 8/15/06 in the Mineral County Official Records, Number 139523.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mildred I. Sanderson', written in a cursive style.

Mildred I. Sanderson  
1206 N. Van Marter  
Spokane, WA 99206  
(509) 922-0495

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA, )

Plaintiff, )

In Equity No. C-125-ECR

Subfile No. C-125-B

WALKER RIVER PAIUTE TRIBE, )

Plaintiff-Intervenor, )

DISCLAIMER OF INTEREST IN  
WATER RIGHTS AND NOTICE OF  
RELATED INFORMATION AND  
DOCUMENTATION SUPPORTING  
DISCLAIMER

v.

WALKER RIVER IRRIGATION )

DISTRICT, )

a corporation, et al., )

Defendants. )

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has no interest in any water right within the categories set forth in Paragraph 3 of the *Case Management Order* (Apr. 18, 2000) and, therefore, disclaims all interest in this action.

This disclaimer and notice shall be sent to the following two persons:

Linda Lea Sharer, Chief Deputy Clerk  
United States District Court for the District of Nevada  
400 South Virginia Street, Suite 301  
Reno, NV 89501

And

Susan L. Schneider  
United States Department of Justice  
P.O. Box 756  
Littleton, CO 80160

In addition, because the undersigned sold or otherwise conveyed ownership of all of the

1 water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once  
2 owned before the undersigned was served with a Waiver of Service of Notice in Lieu of  
3 Summons or by a Notice in Lieu of Summons, the undersigned provides the following  
4 additional information:

5 1. The name and address of the party or parties who sold or otherwise conveyed  
6 ownership:

7 Name(s):

8 *Wilfred Gray Sanderson*

9 Street or P.O. Box:

10 *1206 N. Van Meter Rd.*

11 Town or City:

12 *Spokane*

13 State:

14 *Washington*

15 Zip Code:

16 *99206*

17 2. The name and address of each person or entity who acquired ownership

18 Name(s):

19 *Kathy Gardner*

20 Street or P.O. Box:

21 *5180*

22 Town or City:

23 *Sugarloaf State*

24 State:

25 *California*

26 Zip Code:

27 *92384*

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- ☐ Deed  
☐ Court Order  
☐ Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Disclaimer of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but, in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of this litigation.

Executed this \_\_\_\_\_ day of \_\_\_\_\_ 200\_\_\_\_\_

[signature of counter-defendant]

[name of counter-defendant]

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[name, if applicable, of person acting on  
behalf of counter-defendant]

[signature, if applicable, of person acting on  
behalf of Counter-Defendant]

[address]

[telephone number]



CERTIFICATE NO.

ISSUED

ASSIGNED: On June 4, 1968 from Clarence M. Worrell to Mildred I. Worrell. Deed filed February 12, 1973 herein.

AGREEMENT: By Wilfred Mallet and Mildred Worrell Sanderson to allow the use of their wells by County Water Company. Filed February 12, 1973 herein.

Austin R. Schroder  
440 West O'Farrell Street  
San Pedro, CA 90731  
August 4, 2008

To Whom It May Concern:

I, Austin R. Schroder, own no water rights and have no well. I get water from a community well owned by Marianne Leinssar.

Since I have no water rights and no well, I hereby request disclaimer of interest.

Sincerely,

  
AUSTIN R. SCHRODER

**WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS**

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: AUG 5 2008

Austin R. Schroder

Signature

AUSTIN R. SCHRODER

Printed/Typed Name

If you are acting on behalf of any entity, identify that you are  
acting as: \_\_\_\_\_ of  
(Title)

\_\_\_\_\_  
(Corporate, Trust, Partnership or other entity)

**Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons**

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

vs.

WALKER RIVER IRRIGATION DISTRICT,

a corporation, et al.,

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.
2. I am filing this document with the District Court at the following address:  
  
Chief Deputy Clerk  
United States District Court for the  
District of Nevada  
400 South Virginia Street, Suite 301  
Reno, Nevada 89501
3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of Summons, I am mailing a copy of this document to:  
  
Susan L. Schneider  
Attorney for the United States of America  
United States Department of Justice  
Environment & Natural Resources Division  
P.O. Box 756  
Littleton, Colorado 80160
4. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.
5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, facsimile number, and e-mail address:

Attorney:

Address:

Phone Number:

Fax Number:

E-mail Address:

PLEASE NOTE: Attorneys are reminded that they are required to comply with the electronic filing procedures of the U.S. District Court for District of Nevada.

"Attorneys who are admitted to the bar of this court, admitted to participate in a case pro hac vice, or who are authorized to represent the United States and its agencies, shall register as Filing Users of the System. Registration shall be in the form prescribed by the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D. Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

Austin R. Schroeder  
(Signature)

AUSTIN R. SCHROEDER  
(Printed or typed Name)

(Entity, if any, on whose  
behalf you are appearing)

440 W O' FARRELL ST  
SAN PEDRO CA 90731

(Address)

310 832-4979  
(Telephone number)

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

v.

WALKER RIVER IRRIGATION  
DISTRICT,

a corporation, et al.,

Defendants.

In Equity No. C-125-ECR

Subfile No. C-125-B

DISCLAIMER OF INTEREST IN  
WATER RIGHTS AND NOTICE OF  
RELATED INFORMATION AND  
DOCUMENTATION SUPPORTING  
DISCLAIMER

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has no interest in any water right within the categories set forth in Paragraph 3 of the *Case Management Order* (Apr. 18, 2000) and, therefore, disclaims all interest in this action.

This disclaimer and notice shall be sent to the following two persons:

Linda Lea Sharer, Chief Deputy Clerk  
United States District Court for the District of Nevada  
400 South Virginia Street, Suite 301  
Reno, NV 89501

And

Susan L. Schneider  
United States Department of Justice  
P.O. Box 756  
Littleton, CO 80160

In addition, because the undersigned ~~sold or otherwise conveyed ownership of all of the~~  
NEVER OWNED ANY WATER RIGHT

1 water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once  
2 owned before the undersigned was served with a Waiver of Service of Notice in Lieu of  
3 Summons or by a Notice in Lieu of Summons, the undersigned provides the following  
4 additional information:

5 1. The name and address of the party or parties who sold or otherwise conveyed  
6 ownership:

7 Name(s):

8  
9 Street or P.O. Box:

10  
11 Town or City:

12  
13 State:

14  
15 Zip Code:

16 2. The name and address of each person or entity who acquired ownership

17  
18 Name(s):

19  
20 Street or P.O. Box:

21  
22 Town or City:

23  
24 State:

25  
26 Zip Code:

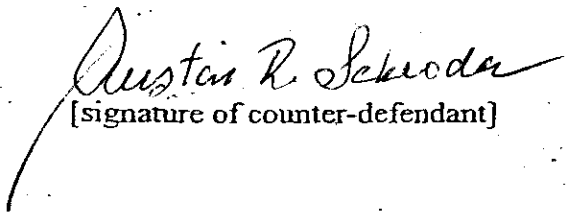
3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- ☐ Deed
- ☐ Court Order
- ☐ Other Document.

by which the change in ownership was accomplished.

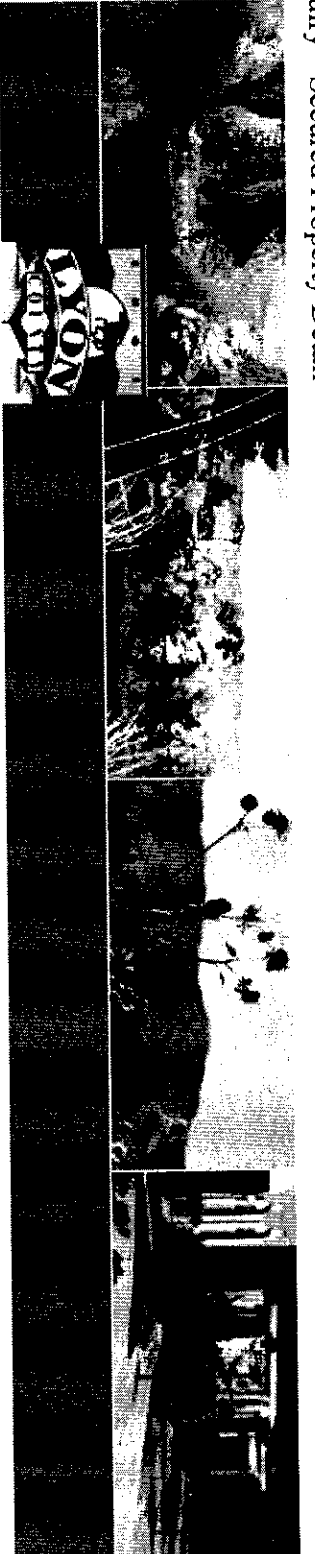
4. The undersigned acknowledges that any person or entity who files a Disclaimer of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but, in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of this litigation.

Executed this 5<sup>th</sup> day of AUGUST 2008.

  
[signature of counter-defendant]

AUSTIN R. SCHRODER  
[name of counter-defendant]





Assessor Home

Personal Property

Sales Data

Secured Tax Inquiry

Back to Search List

## Parcel Detail for Parcel # 010-502-05

## Location

Property Location 2295 HWY 208

Town SMITH VALLEY

Subdivision Lot Block

Property Name

Remarks

Add'l Addresses

Assessor Maps

Legal Description

## Description

Total Acres .100 Ag Acres .000 W/R Acres .000

## Improvements

Single-fam Detached 1 Non-dwell Units 0 Bdrm/Bath 3/1.00

Single-fam Attached 0 MH Hookups 0 Stories 1.0

Multi-fam Units 0 Wells 1

Mobile Homes 0 Septic Tanks 1

Total Dwelling Units 1 Bldg Sq Ft 1,184

Improvement Detail Garage Sq Ft 0 Attch/Detch

Basement Sq Ft 0 Finished 0

## Ownership

Assessed Owner Name SCHRODER, AUSTIN R & JULIA  
GMailing Address 440 W OFARRELL ST  
SAN PEDRO, CA 90731-0000Legal Owner Name SCHRODER, AUSTIN R & JULIA  
G

Vesting Doc#, Date 00/00/00 Book/Page /

Map Document #s

Ownership History

Document History

## Appraisal Classifications

Current Land Use Code 200

Code Table

Zoning C1

Re-appraisal Group 2 Re-appraisal Year 2005

Orig Constr Year 1930 Weighted Year 1962

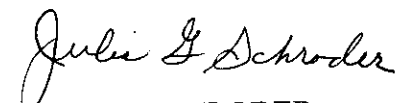
Julia G. Schroder  
440 West O'Farrell Street  
San Pedro, CA 90731  
August 4, 2008

To Whom It May Concern:

I, Julia G. Schroder, own no water rights and have no well. I get water from a community well owned by Marianne Leinssar.

Since I have no water rights and no well, I hereby request disclaimer of interest.

Sincerely,

  
JULIA G. SCHRODER

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

In Equity No. C-125-ECR

Subfile No. C-125-B

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

DISCLAIMER OF INTEREST IN  
WATER RIGHTS AND NOTICE OF  
RELATED INFORMATION AND  
DOCUMENTATION SUPPORTING  
DISCLAIMER

v.

WALKER RIVER IRRIGATION

DISTRICT,

a corporation, et al.,

Defendants.

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has no interest in any water right within the categories set forth in Paragraph 3 of the *Case Management Order* (Apr. 18, 2000) and, therefore, disclaims all interest in this action.

This disclaimer and notice shall be sent to the following two persons:

Linda Lea Sharer, Chief Deputy Clerk  
United States District Court for the District of Nevada  
400 South Virginia Street, Suite 301  
Reno, NV 89501

And

Susan L. Schneider  
United States Department of Justice  
P.O. Box 756  
Littleton, CO 80160

~~In addition, because the undersigned sold or otherwise conveyed ownership of all of the~~

NEVER OWNED ANY WATER RIGHTS

1 water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once  
2 owned before the undersigned was served with a Waiver of Service of Notice in Lieu of  
3 Summons or by a Notice in Lieu of Summons, the undersigned provides the following  
4 additional information:

5 1. The name and address of the party or parties who sold or otherwise conveyed  
6 ownership:

7 Name(s):

8  
9 Street or P.O. Box:

10  
11 Town or City:

12  
13 State:

14  
15 Zip Code:

16 2. The name and address of each person or entity who acquired ownership

17  
18 Name(s):

19  
20 Street or P.O. Box:

21  
22 Town or City:

23  
24 State:

25  
26 Zip Code:

**WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS**

TO: Susan L. Schneider, attorney for the United States of America

1. I acknowledge receipt of your request that I waive service of a Notice in Lieu of Summons in the action of *United States v. Walker River Irrigation District*, which is docket number In Equity C-125, Subfile C-125-B, in the United States District Court for the District of Nevada.

2. I have also received a copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA, the FIRST AMENDED COUNTERCLAIM OF WALKER RIVER PAIUTE TRIBE, the CASE MANAGEMENT ORDER (Apr. 18, 2000), two copies of a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE, a copy of the ORDER – DISCLAIMER OF INTEREST and related form, a copy of the ORDER REGARDING CHANGES IN OWNERSHIP OF WATER RIGHTS and related form, two copies of this instrument (WAIVER OF SERVICE OF NOTICE IN LIEU OF SUMMONS), and a means by which I can return the signed waiver to you without cost to me.

3. I agree to save the cost to me of service of a Notice in Lieu of Summons and an additional copy of the FIRST AMENDED COUNTERCLAIM OF THE UNITED STATES OF AMERICA and the FIRST AMENDED COUNTERCLAIM OF THE WALKER RIVER PAIUTE TRIBE in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4 of the Federal Rules of Civil Procedure.

4. I understand that if I waive service of a Notice in Lieu of Summons, I must mail a NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE to Susan L. Schneider, attorney for the United States, and I may use the same envelope provided for return of the waiver of service.

5. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

Date: 8-5-08

Julia G. Schroder  
Signature

Julia G. Schroder  
Printed/Typed Name

If you are acting on behalf of any entity, identify that you are  
acting as: \_\_\_\_\_ of  
(Title)

\_\_\_\_\_  
(Corporate, Trust, Partnership or other entity)

**Duty to Avoid Unnecessary Costs of Service of Notice in Lieu of Summons**

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the Notice in Lieu of Summons and the First Amended Counterclaims. An entity (such as yourself) located in the United States who, after being notified of an action and asked by a plaintiff (here the United States and Tribe) located in the United States to waive service of a Notice in Lieu of Summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the claims of the opposing parties are unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the Notice in Lieu of Summons retains all defenses and objections (except any relating to the Notice in Lieu of Summons or to the service of the Notice in Lieu of Summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

An entity in this case who waives service must, within 60 days, as specified on the waiver form, provide the court and DOJ attorney S. Schneider with a notice of appearance and intent to participate.

1  
2 **IN THE UNITED STATES DISTRICT COURT**  
3 **FOR THE DISTRICT OF NEVADA**

4 UNITED STATES OF AMERICA, )

5 Plaintiff, )

6 WALKER RIVER PAIUTE TRIBE, )

7 Plaintiff-Intervenor, )

8 vs. )

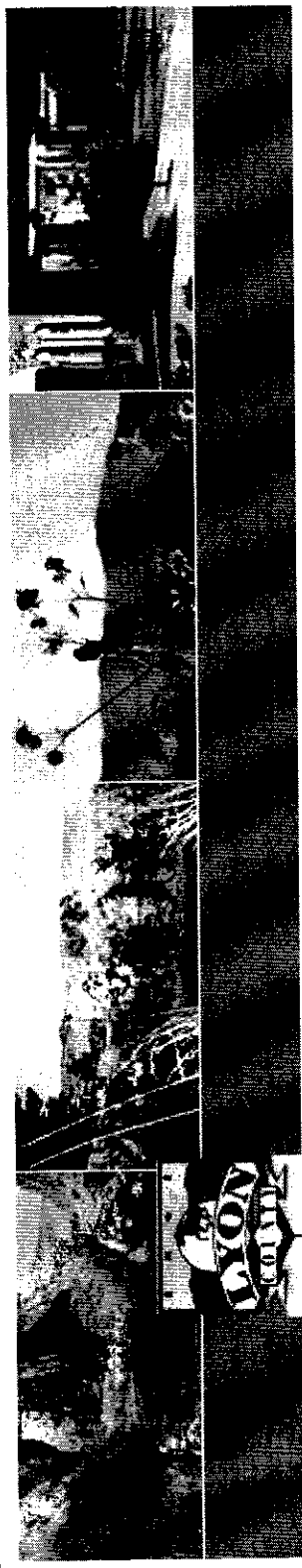
9 WALKER RIVER IRRIGATION DISTRICT,  
a corporation, et al., )

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

10 **NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE**

- 11 1. I hereby enter my appearance in this sub-proceeding in this case.
- 12 2. I am filing this document with the District Court at the following address:
- 13 Chief Deputy Clerk  
14 United States District Court for the  
15 District of Nevada  
400 South Virginia Street, Suite 301  
Reno, Nevada 89501
- 16 3. In the envelope provided for return of my Waiver of Service of Notice in Lieu of  
17 Summons, I am mailing a copy of this document to:
- 18 Susan L. Schneider  
19 Attorney for the United States of America  
20 United States Department of Justice  
Environment & Natural Resources Division  
P.O. Box 756  
21 Littleton, Colorado 80160
- 22 4. I (or the entity on whose behalf I am acting) will retain all defenses or objections  
23 to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect  
24 in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.
- 25 5. If I (or the entity on whose behalf I am acting) have retained an attorney to represent  
26 me in these proceedings, I identify that attorney below, along with his or her mailing address,  
27 telephone number, facsimile number, and e-mail address:
- 28



Assessor Home	Back to Search List
Personal Property	Sales Data
	Secured Tax Inquiry
	Recorder Search

Parcel Detail for Parcel # 010-502-05

<b>Location</b>	
Property Location	2295 HWY 208
	Town SMITH VALLEY
Subdivision	Lot Block
Property Name	
Remarks	
<b>Add'l Addresses</b>	
<b>Assessor Maps</b>	
<b>Legal Description</b>	

<b>Description</b>	
Total Acres .100	Ag Acres .000
W/R Acres .000	
<b>Improvements</b>	
Single-fam Detached 1	Non-dwell Units 0
Single-fam Attached 0	MH Hookups 0
Multi-fam Units 0	Wells 1
Mobile Homes 0	Septic Tanks 1
Total Dwelling Units 1	Bldg Sq Ft 1,184
<b>Improvement List</b>	
Garage Sq Ft 0	Attch/Detch
Basement Sq Ft 0	Finished 0

<b>Appraisal Classifications</b>	
Current Land Use Code 200	Code Table
Zoning C1	
Re-appraisal Group 2	Re-appraisal Year 2005
Orig Constr Year 1930	Weighted Year 1962

<b>Ownership</b>	
Assessed Owner Name	SCHRODER, AUSTIN R & JULIA G
Mailing Address	440 W O'FARRELL ST SAN PEDRO, CA 90731-0000
<b>Ownership History</b>	
<b>Document History</b>	
Legal Owner Name	SCHRODER, AUSTIN R & JULIA G
Vesting Doc#, Date	00/00/00 Book/Page /
Map Document #s	



IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

v.

WALKER RIVER IRRIGATION DISTRICT,

a corporation, et al.,

Defendants.

In Equity No. C-125-ECR

Subfile No. C-125-B

NOTICE OF CHANGE OF  
OWNERSHIP OF WATER RIGHT

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has sold or otherwise conveyed ownership of all or a portion of a water right within one or more of the categories set forth in Paragraph 3 of the Case Management Order and provides the following information:

1. The name and address of the party or parties who sold or otherwise conveyed ownership:

Name(s)

Stephen L. Walsh or  
Steve L. Walsh

Street or P.O. Box

1521 W. High Pointe Ct.  
Minden, NV. 89423



Town or City

State

ZipCode

2. The name and address of each person or entity who acquired ownership

Name(s) Janine Y. Walsh

Street or P.O. Box

1351 Stephanie way

Town or City

State

ZipCode

Minden

NV

89423

(75) 450 8942

3. Attached to or included with this notice is a copy of the (check appropriate

box(es)):



Deed

Quit Claim Deed



Court Order

Divorce court 1/14/08



Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Notice of Change of Ownership of Water Right using this form is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files

Steve Walsh 9/10/08

\* This notice shall be sent to the following two persons:

Linda Lea Sharer, Chief Deputy Clerk  
United States District Court for the District of Nevada  
400 South Virginia Street, Suite 301  
Reno, NV 89501

And

Susan L. Schneider  
United States Department of Justice  
P.O. Box 756  
Littleton, CO 80160

such a notice, but retains such water rights, shall nevertheless, be bound by the results of this

litigation.

Executed this \_\_\_\_\_ day of \_\_\_\_\_ 200\_\_.

[signature of counter-defendant]

[name of counter-defendant]

[signature, if applicable, of person acting on  
behalf of counter-defendant]

[name, if applicable, of person acting on  
behalf of counter-defendant]

[address].

[telephone number]

APN: 12-131-26

When Recorded, Mail to:

Janine Y. Walsh  
1230 Esther  
Minden, NV 89423

### QUITCLAIM DEED

THIS INDENTURE WITNESSETH: That for valuable consideration, receipt of which is hereby acknowledged, STEPHEN L. WALSH, as a joint tenant with the right of survivorship (Grantor), does hereby remise, release, and forever quitclaim to JANINE Y. WALSH, an individual, as a tenant in common (Grantee), all of the real property in Lyon County, Nevada that is located at in Lyon, Nevada, referenced by Assessor Parcel Number 12-131-26 and more particularly described in Exhibit "A" (which is attached hereto and hereby incorporated herein by this reference), together with any and all tenements, hereditaments and appurtenances thereunto belonging or otherwise appertaining, and any and all reversions, remainders, rents, issues or profits thereof.

Stephen L. Walsh  
STEPHEN L. WALSH, as a joint tenant with  
the right of survivorship

1/2/08  
Date

STATE OF NEVADA           )  
  ) SS  
COUNTY OF DOUGLAS    )

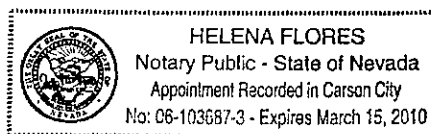
On ~~September~~ <sup>January</sup> 02, ~~2007~~ <sup>2008</sup>, before me, the undersigned, a notary public in and for Nevada, personally appeared Stephen L. Walsh, personally known to me (or proven to me by evidence I deem satisfactory) to be the person who subscribed to the above instrument and who acknowledged to me that he executed same; and that he executed, approved and adopted the instrument by signing it.

Witness my hand and official seal:

Helena Flores  
Notary Public

Mail Tax Statements to:

Janine Y. Walsh  
1230 Esther  
Minden, NV 89423



JAN 08 2008

Case No. C-7-D-1-C-002 DISTRICT COURT CLERK

2008 JAN 14 AM 11:40

Dept. I

BARBARA J. SMITH  
CLERK

THIS DOCUMENT CONTAINS NO SOCIAL SECURITY NUMBERS

B. WILLIAMS  
CLERK

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF DOUGLAS

STEPHEN L. WALSH, )  
 )  
Petitioner, )  
 )  
and )  
 )  
JANINE Y. WALSH, )  
 )  
Co-Petitioner. )

**DECREE OF DIVORCE**

This case has been submitted to the Court pursuant to Chapter 125 of the Nevada Revised Statutes and the parties' Joint Petition for Summary Divorce. An Affidavit of Resident Witness having been filed; the requirements of NRS 125.181 of the Nevada Revised Statutes having been met, specifically, that: the parties have satisfied the jurisdictional requirements of NRS 125.020; the parties hereto are incompatible; the parties have executed an agreement setting forth the division of community property and assumption of liabilities of the community and have agreed to execute all documents necessary to effectuate that agreement; the parties have agreed regarding issues related to the custody, visitation and support of their minor children and the terms of said agreement are consistent with law and in the children's best interest; the parties have each waived their respective rights to spousal support and have agreed that the court will not retain jurisdiction regarding same; the parties have each waived their respective rights to notice of entry of the decree of divorce, to appeal, to request finding of fact and conclusions of law and to move for a new trial; and the parties have requested that the Court enter a decree of divorce.

///

BROOKE - SHAW - ZUMPF  
POST OFFICE BOX 2860  
MINDEN, NEVADA 89423  
(775) 782-7171

1 The Court having complete jurisdiction as to the subject matter, the parties and their  
2 children and with good cause appearing therefor

3 IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

4 1. That the parties are granted a final decree of divorce, and the bonds of matrimony  
5 now and heretofore existing between them are forever and completely dissolved, and each of the  
6 parties hereto are freed and released from all of the responsibilities and obligations thereof and are  
7 restored to the status of single, unmarried persons.

8 2. That the Marital Settlement Agreement entered into by and between the parties, the  
9 original of which is attached hereto as **Exhibit A**, be, and the same is hereby, ratified, confirmed,  
10 adopted and approved by this Court and hereby merged and incorporated into this Decree of  
11 Divorce, and the parties are hereby ordered to comply with the provisions thereof.

12 3. PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION,  
13 CONCEALMENT OR DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS  
14 PUNISHABLE AS A CATEGORY D FELONY AS, PROVIDED IN NRS 193.130. NRS  
15 200.359 provides that every person having a limited right of custody to a child or any parent  
16 having no right of custody to the child who willfully detains, conceals or removes the child from a  
17 parent, guardian or other person having lawful custody or a right of visitation of the child in  
18 violation of an order of this court, or removes the child from the jurisdiction of the court without  
19 consent of either the court or all persons who have the right to custody or visitation, is subject to  
20 being punished for a category D felony as provided in NRS 193.130.

21 4. The parties are ordered to comply with the provisions of NRS 125.510(7), and  
22 pursuant to said section, the terms of the Hague Convention of October 25, 1980, adopted by the  
23 14th Session of the Hague Conference on Private International Law, will apply if a parent abducts  
24 or wrongfully retains a child in a foreign country.

25 5. The parties are ordered to comply with the provisions of NRS Chapters 31A and  
26 125B "Obligations of Support for Children"; 125 "Dissolution of Marriage"; 130 "Reciprocal  
27 Enforcement of Support (Uniform Act)"; and 425 "Support of Dependent Children".

28 ///

BROOKE · SHAW · ZUMPF  
POST OFFICE BOX 2860  
MINDEN, NEVADA 89423  
(775) 782-7171

11. Co-Petitioner has elected to retain the name "WALSH."

12. Consistent with the parties' agreement, the court hereby terminates its jurisdiction to enter alimony or spousal support orders now and forever.

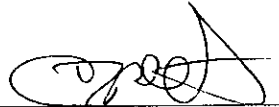
**THIS IS A FINAL DECREE.**

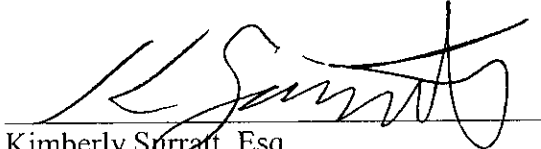
IT IS SO ORDERED this 14 day of Jan, 2008.

  
DISTRICT COURT JUDGE

Prepared and submitted by:

Approved of as to form and content by:

  
Charles S. Zumpft, Esq.  
Brooke · Shaw · Zumpft  
Attorneys for Petitioner

  
Kimberly Surratt, Esq.  
Attorney for Co-Petitioner Janine Y. Walsh

CLERK US DISTRICT COURT  
DISTRICT OF NEVADA

**BY:**

Plaintiff,

Subfile No. C-125-B

**Plaintiff-Intervenor,**

**DISCLAIMER OF INTEREST IN  
WATER RIGHTS AND NOTICE OF  
RELATED INFORMATION AND  
DOCUMENTATION SUPPORTING  
DISCLAIMER**

**v.**

DISTRICT,

Defendants. )

DISCLAIMER OF WATER RIGHTS AND NOTICE OF RELATED INFORMATION, page 1 of 4

1 water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once  
2 owned before the undersigned was served with a Waiver of Service of Notice in Lieu of  
3 Summons or by a Notice in Lieu of Summons, the undersigned provides the following  
4 additional information:

5 1. The name and address of the party or parties who sold or otherwise conveyed  
6 ownership:

7 Name(s): June I. Yeagley

8  
9 Street or P.O. Box: 8815 Central Ave

10  
11 Town or City: Orangevale

12  
13 State: CA

14  
15 Zip Code: 95662

16  
17 2. The name and address of each person or entity who acquired ownership

18  
19 Name(s): Paul T. Yeagley

20  
21 Street or P.O. Box: 8815 Central Ave

22  
23 Town or City: Orangevale

24  
25 State: CA

26  
27 Zip Code: 95662



1  
2  
3 3. Attached to or included with this notice is a copy of the (check appropriate  
4 box(es)):

- 5  
6 ☐ Deed  
7 ☐ Court Order  
8 ☒ Other Document.  
9

10 by which the change in ownership was accomplished.

11 4. The undersigned acknowledges that any person or entity who files a Disclaimer  
12 of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently,  
13 the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but,  
14 in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of  
15 this litigation.  
16

17 Executed this 3 day of June 2008  
18  
19  
20

21 *June Yeagley*  
22 [signature of counter-defendant]  
23

24 *June Yeagley*  
25 [name of counter-defendant]  
26  
27  
28

The undersigned Buyer acknowledges that he has thoroughly read and approved each of the provisions contained herein and agrees to purchase the herein described property for the price and on the terms and conditions specified. Buyer acknowledges receipt of a copy of this agreement.

DATED: June 19, 2004 TIME: \_\_\_\_\_ DATBD: June 19, 2004

Buyer: William Connelly, JR Selling Office: PRUDENTIAL NEVADA REALTY

Buyer: \_\_\_\_\_ Licensee Name: MARTIN HILL

Buyer: \_\_\_\_\_ Licensee Signature: Martin Hill (for receipt of deposit)

Buyer's Address: 645 COUNTRY LAKE Office Address: 1324 DYC DRIVE, SPARKS NV 89435

SPARKS, NV 89408

Phone (O) \_\_\_\_\_ (H) (775) 575-2919 Phone (O) (775) 685-2323 (H) (775) 848-3244

Fax # (775) 575-9782

**AGENCY RELATIONSHIP CONFIRMATION.** The following is the agency relationship for the Seller.

LISTING OFFICE: CHANDLER BAKER REALTY

REPRESENTED BY: NICK ROBERSON

is the licensee acting for (check one):

☒ the Seller exclusively, or ☐ both the Buyer and Seller (Consent to Act Form Required)

The State of Nevada form titled, "DUTIES OWED BY A NEVADA LICENSEE" is hereby incorporated as an addendum to this agreement.

Seller acknowledges that he has read and understands the provisions of this agreement and agrees to sell the herein described property for the price and on the terms and conditions specified.

Seller acknowledges receipt of a copy of this agreement. Authorization is hereby given the Broker(s) in this transaction to deliver a signed copy herein to Buyer and to disclose the terms of sale to members of a Multiple Listing Service or Association of Realtors® at close of escrow.

Subject to: \_\_\_\_\_

DATED: \_\_\_\_\_ TIME: \_\_\_\_\_ DATED: \_\_\_\_\_

Seller: Paul T. Hooper Listing Office: CHANDLER BAKER REALTY

Seller: June Hooper Licensee Name: NICK ROBERSON

Seller: \_\_\_\_\_

Seller's Address: \_\_\_\_\_ Office Address: \_\_\_\_\_

Seller's Phone (O) \_\_\_\_\_ (H) \_\_\_\_\_ Phone (O) \_\_\_\_\_ (H) \_\_\_\_\_

Fax # \_\_\_\_\_

Buyer or Buyer's Agent acknowledges receipt of a copy of the accepted agreement.

DATED: \_\_\_\_\_ TIME: \_\_\_\_\_

FILED	RECEIVED
COUNSEL PARTIES OF RECORD	
JUN - 2 2008	
CLERK U.S. DISTRICT COURT	DEPUTY

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA, )

Plaintiff, )

In Equity No. C-125-ECR

Subfile No. C-125-B

WALKER RIVER PAIUTE TRIBE, )

Plaintiff-Intervenor, )

**DISCLAIMER OF INTEREST IN  
WATER RIGHTS AND NOTICE OF  
RELATED INFORMATION AND  
DOCUMENTATION SUPPORTING  
DISCLAIMER**

v.

WALKER RIVER IRRIGATION )

DISTRICT, )

a corporation, et al., )

Defendants. )

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has no interest in any water right within the categories set forth in Paragraph 3 of the *Case Management Order* (Apr. 18, 2000) and, therefore, disclaims all interest in this action.

This disclaimer and notice shall be sent to the following two persons:

Linda Lea Sharer, Chief Deputy Clerk  
United States District Court for the District of Nevada  
400 South Virginia Street, Suite 301  
Reno, NV 89501

And

Susan L. Schneider  
United States Department of Justice  
P.O. Box 756  
Littleton, CO 80160

In addition, because the undersigned sold or otherwise conveyed ownership of all of the

The undersigned Buyer acknowledges that he has thoroughly read and approved each of the provisions contained herein and agrees to purchase the herein described property for the price and on the terms and conditions specified. Buyer acknowledges receipt of a copy of this agreement.

DATED: June 19, 2004 TIME: \_\_\_\_\_ DATED: June 19, 2004

Buyer WILLIAM DONNELLY, JR. Selling Office COMMERCIAL REALTY

Buyer \_\_\_\_\_ Licensee Name MARIAN HILL

Buyer \_\_\_\_\_ Licensee Signature Marian Hill (for receipt of deposit)

Buyer's Address 645 COUNTRY LAKE Office Address 1324 DISC DRIVE, SPARKS NV 89435

SPARKS, NV 89409

Phone (O) \_\_\_\_\_ (H) (775) 578-2818 Phone (O) (775) 685-2322 (H) (775) 948-3244

Fax # (775) 575-9782

AGENCY RELATIONSHIP CONFIRMATION. The following is the agency relationship for the Seller.

LISTING OFFICE: COMMERCIAL REALTY

REPRESENTED BY: DAVID ROBERTSON - NICK ROBERTSON

is the licensee acting for (check one):

☒ the Seller exclusively, or ☐ both the Buyer and Seller (Consent to Act Form Required)

The State of Nevada form titled, "DUTIES OWED BY A NEVADA LICENSEE" is hereby incorporated as an addendum to this agreement.

Seller acknowledges that he has read and understands the provisions of this agreement and agrees to sell the herein described property for the price and on the terms and conditions specified.

Seller acknowledges receipt of a copy of this agreement. Authorization is hereby given the Broker(s) in this transaction to deliver a signed copy herein to Buyer and to disclose the terms of sale to members of a Multiple Listing Service or Association of Realtors® at close of escrow.

Subject to: \_\_\_\_\_

DATED: \_\_\_\_\_ TIME: \_\_\_\_\_ DATED: \_\_\_\_\_

Seller David T. Robertson Listing Office COMMERCIAL REALTY

Seller June Robertson Licensee Name NICK ROBERTSON

Seller \_\_\_\_\_

Seller's Address \_\_\_\_\_ Office Address \_\_\_\_\_

Seller's Phone (O) \_\_\_\_\_ (H) \_\_\_\_\_ Phone (O) \_\_\_\_\_ (H) \_\_\_\_\_

Fax # \_\_\_\_\_

Buyer or Buyer's Agent acknowledges receipt of a copy of the accepted agreement.

DATED: \_\_\_\_\_ TIME: \_\_\_\_\_ Buy. or Agent \_\_\_\_\_

Property Address 19 6 180 000000 APN 94-242-12/-12

Buyer ☒ and Seller ☐ have read this page

URSAR 01403  
LANDON

1 water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once  
2 owned before the undersigned was served with a Waiver of Service of Notice in Lieu of  
3 Summons or by a Notice in Lieu of Summons, the undersigned provides the following  
4 additional information:

5 1. The name and address of the party or parties who sold or otherwise conveyed  
6 ownership:

7 Name(s): PAUL T. YEAGLEY  
8 JUNE L. YEAGLEY

9 Street or P.O. Box: 8815 CENTRAL AVE  
10

11 Town or City: ORANGEVALE  
12

13 State: CA  
14

15 Zip Code: 95662  
16

17 2. The name and address of each person or entity who acquired ownership

18 Name(s): WILLIAM DONNELLY  
19

20 Street or P.O. Box: 645 COUNTRY LANE  
21

22 Town or City: FERNLEY  
23

24 State: NV.  
25

26 Zip Code: 89408  
27  
28

1  
2  
3 3. Attached to or included with this notice is a copy of the (check appropriate  
4 box(es)):

- 5  
6 ☐ Deed  
7 ☐ Court Order  
8 ☒ Other Document.  
9

10 by which the change in ownership was accomplished.

11 4. The undersigned acknowledges that any person or entity who files a Disclaimer  
12 of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently,  
13 the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but,  
14 in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of  
15 this litigation.  
16

17 Executed this 31 day of MAY 2008.

18  
19  
20  
21 *Paul T. Yeagley*

22 [signature of counter-defendant]  
23

24  
25 **PAUL T. YEAGLEY**

26 [name of counter-defendant]  
27  
28

Carl & Phyllis HsKett  
have already signed  
one of these forms  
for surface water rights.

Also, please change  
mailing Address to:

P.O. Box 1317  
Yerington, NV 89447

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

vs.

WALKER RIVER IRRIGATION DISTRICT,  
a corporation, et al.,

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE

1. I hereby enter my appearance in this sub-proceeding in this case.

2. I am filing this document with the District Court at the following address and as directed on the Notice In Lieu of Summons:

Chief Deputy Clerk  
United States District Court for the  
District of Nevada  
400 South Virginia Street, Suite 301  
Reno, Nevada 89501

3. I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the Notice in Lieu of Summons or in the service of the Notice in Lieu of Summons.

4. If I (or the entity on whose behalf I am acting) have retained an attorney to represent me in these proceedings, I identify that attorney below, along with his or her mailing address, telephone number, facsimile number, and e-mail address:

Attorney:

Address:



1 Phone Number:

2 Fax Number:

3 E-mail Address:

4  
5 PLEASE NOTE: Attorneys are reminded that they are required to comply with the  
6 electronic filing procedures of the U.S. District Court for District of Nevada.

7 "Attorneys who are admitted to the bar of this court, admitted to participate in a case pro  
8 hac vice, or who are authorized to represent the United States and its agencies, shall  
9 register as Filing Users of the System. Registration shall be in the form prescribed by  
10 the Clerk of the Court and by these Electronic Filing Procedures." U.S. Dist. Ct., D.  
11 Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

12 *Phyllis A. Haskett*  
13 (Signature)

14  
15 Phyllis A. Haskett  
16 (Printed or typed Name)

17  
18  
19 (Entity, if any, on whose  
20 behalf you are appearing)

21 P.O. Box 1317  
22 (Address) Yerington, NV 89444  
23 775-463-3964  
24 (Telephone number)

25  
26  
27  
28  
*This is an  
address  
change*

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

WALKER RIVER PAIUTE TRIBE,

Plaintiff-Intervenor,

vs.

WALKER RIVER IRRIGATION DISTRICT,  
a corporation, et al.,

IN EQUITY NO. C-125

SUBFILE NO. C-125-B

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Attorney:

Address:

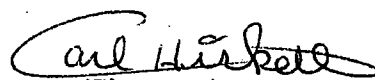
1 Phone Number:

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3 E-mail Address:

4  
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11 Nev., Electronic Filing Procedures (rev. Aug. 24, 2006) at I.C.

12   
13 (Signature)

14  
15 Carl Hiskett  
16 (Printed or typed Name)

17  
18  
19 (Entity, if any, on whose  
20 behalf you are appearing)

21 P.O. Box 1317  
22 Yerington, NV 89447  
(Address)

23 775-463-3964  
(Telephone number)

24  
25  
26  
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28  
*This is  
an address  
change*

JOHN P. SCHLEGELMILCH, ESQ.  
Nevada State Bar # 4379  
30 Broadway Ave.  
Yerington, NV 89447  
(775) 463-3371 (Ph)  
(775) 463-3373 (Fx)

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
WALKER RIVER PAIUTE TRIBE,	)	IN EQUITY NO. C-125-ECR
	)	
Plaintiff-Intervenor,	)	SUBFILE NO. C-125-B
	)	
vs.	)	
	)	
WALKER RIVER IRRIGATION DISTRICT,	)	
a Corporation, et. al.,	)	
	)	
Defendants.	)	

**NOTICE OF APPEARANCE AND INTENT TO PARTICIPATE**

COMES NOW, Defendant Water Right Holders, DON W. RENNER and LASHELE M. RENNER, by and through the Law Offices of John P. Schlegelmilch, Ltd., and John P. Schlegelmilch, Esq., and hereby enters their appearance in this sub-proceeding under the above entitled case.

By this appearance, Defendant Water Right Holders, DON W. RENNER and LASHELE M. RENNER, will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the Court. Defendant makes this Notice of Appearance and Intent to Participate under the terms of the

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*Law Offices of John P. Schlegelmilch, Ltd.*  
A Professional Law Corporation  
30 Broadway Avenue  
Yerington, Nevada 89447  
Ph: (775) 463-3371  
Fx: (775) 463-3373

1 CASE MANAGEMENT ORDER issued herein on the 18th day of April, 2000.

2 DATED THIS 7th day of August, 2008.

3 LAW OFFICES OF  
4 JOHN P. SCHLEGELMILCH, LTD.

5 /s/ John P. Schlegelmilch  
6 JOHN P. SCHLEGELMILCH, ESQ.  
7 State Bar # 4379  
8 30 Broadway Ave.  
9 Yerington, NV 89447

*Law Offices of John P. Schlegelmilch, Ltd.*  
*A Professional Law Corporation*  
*30 Broadway Avenue*  
*Yerington, Nevada 89447*  
*Ph: (775) 463-3371*  
*Fx: (775) 463-3373*